

107TH CONGRESS
2D SESSION

S. 2516

AN ACT

To authorize appropriations for fiscal year 2003 for military construction, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Military Construction
5 Authorization Act for Fiscal Year 2003”.

1 **SEC. 2. TABLE OF CONTENTS.**

2 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees defined.

TITLE XXI—ARMY

- Sec. 2101. Authorized Army construction and land acquisition projects.
- Sec. 2102. Family housing.
- Sec. 2103. Improvements to military family housing units.
- Sec. 2104. Authorization of appropriations, Army.
- Sec. 2105. Modification of authority to carry out certain fiscal year 2002 projects.
- Sec. 2106. Modification of authority to carry out certain fiscal year 2000 project.
- Sec. 2107. Modification of authority to carry out certain fiscal year 1999 project.
- Sec. 2108. Modification of authority to carry out certain fiscal year 1997 project.
- Sec. 2109. Modification of authority to carry out certain fiscal year 2001 project.
- Sec. 2110. Planning and design for anechoic chamber at White Sands Missile Range, New Mexico.

TITLE XXII—NAVY

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Modification to carry out certain fiscal year 2002 projects.

TITLE XXIII—AIR FORCE

- Sec. 2301. Authorized Air Force construction and land acquisition projects.
- Sec. 2302. Family housing.
- Sec. 2303. Improvements to military family housing units.
- Sec. 2304. Authorization of appropriations, Air Force.
- Sec. 2305. Authority for use of military construction funds for construction of public road near Aviano Air Base, Italy, closed for force protection purposes.
- Sec. 2306. Additional project authorization for air traffic control facility at Dover Air Force Base, Delaware.
- Sec. 2307. Availability of funds for consolidation of materials computational research facility at Wright-Patterson Air Force Base, Ohio.

TITLE XXIV—DEFENSE AGENCIES

- Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
- Sec. 2402. Improvements to military family housing units.
- Sec. 2403. Energy conservation projects.
- Sec. 2404. Authorization of appropriations, Defense Agencies.

**TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION
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- Sec. 2501. Authorized NATO construction and land acquisition projects.
Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

- Sec. 2601. Authorized guard and reserve construction and land acquisition projects.
Sec. 2602. Army National Guard Reserve Center, Lane County, Oregon.
Sec. 2603. Additional project authorization for Composite Support Facility for Illinois Air National Guard.

**TITLE XXVII—EXPIRATION AND EXTENSION OF
AUTHORIZATIONS**

- Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
Sec. 2702. Extension of authorizations of certain fiscal year 2000 projects.
Sec. 2703. Extension of authorizations of certain fiscal year 1999 projects.
Sec. 2704. Effective date.

TITLE XXVIII—GENERAL PROVISIONS

**Subtitle A—Military Construction Program and Military
Family Housing Changes**

- Sec. 2801. Lease of military family housing in Korea.
Sec. 2802. Repeal of source requirements for family housing construction overseas.
Sec. 2803. Modification of lease authorities under alternative authority for acquisition and improvement of military housing.

Subtitle B—Real Property and Facilities Administration

- Sec. 2811. Agreements with private entities to enhance military training, testing, and operations.
Sec. 2812. Conveyance of surplus real property for natural resource conservation.
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Subtitle C—Land Conveyances

- Sec. 2821. Conveyance of certain lands in Alaska no longer required for National Guard purposes.
Sec. 2822. Land conveyance, Fort Campbell, Kentucky.
Sec. 2823. Modification of authority for land transfer and conveyance, Naval Security Group Activity, Winter Harbor, Maine.
Sec. 2824. Land conveyance, Westover Air Reserve Base, Massachusetts.
Sec. 2825. Land conveyance, Naval Station Newport, Rhode Island.
Sec. 2826. Land exchange, Buckley Air Force Base, Colorado.
Sec. 2827. Land acquisition, Boundary Channel Drive Site, Arlington, Virginia.
Sec. 2828. Land conveyances, Wendover Air Force Base Auxiliary Field, Nevada.
Sec. 2829. Land conveyance, Fort Hood, Texas.

Sec. 2830. Land conveyances, Engineer Proving Ground, Fort Belvoir, Virginia.

Sec. 2831. Master plan for use of Navy Annex, Arlington, Virginia.

Sec. 2832. Land conveyance, Sunflower Army Ammunition Plant, Kansas.

Sec. 2833. Land conveyance, Bluegrass Army Depot, Richmond, Kentucky.

Subtitle D—Other Matters

Sec. 2841. Transfer of funds for acquisition of replacement property for National Wildlife Refuge system lands in Nevada.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

2 For purposes of this Act, the term “congressional de-
3 fense committees” means—

4 (1) the Committee on Armed Services and the
5 Committee on Appropriations of the Senate; and

6 (2) the Committee on Armed Services and the
7 Committee on Appropriations of the House of Rep-
8 resentatives.

9 TITLE XXI—ARMY

10 SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND 11 ACQUISITION PROJECTS.

12 (a) **INSIDE THE UNITED STATES.**—Using amounts
13 appropriated pursuant to the authorization of appropria-
14 tions in section 2104(a)(1), the Secretary of the Army
15 may acquire real property and carry out military construc-
16 tion projects for the installations and locations inside the
17 United States, and in the amounts, set forth in the fol-
18 lowing table:

Army: Inside the United States

State	Installation or location	Amount
Alabama	Anniston Army Depot	\$1,900,000
	Fort Rucker	\$6,550,000
Alaska	Fort Richardson	\$15,000,000

Army: Inside the United States—Continued

State	Installation or location	Amount
	Fort Wainwright	\$111,010,000
Arkansas	Pine Bluff Arsenal	\$18,937,000
Colorado	Fort Carson	\$1,100,000
District of Columbia	Walter Reed Army Medical Center ..	\$17,500,000
Georgia	Fort Benning	\$74,250,000
	Fort Stewart/Hunter Army Air Field.	\$26,000,000
Hawaii	Schofield Barracks	\$191,000,000
Kansas	Fort Leavenworth	\$3,150,000
	Fort Riley	\$74,000,000
Kentucky	Blue Grass Army Depot	\$5,500,000
	Fort Campbell	\$99,000,000
	Fort Knox	\$6,800,000
Louisiana	Fort Polk	\$31,000,000
Maryland	Fort Detrick	\$19,700,000
Missouri	Fort Leonard Wood	\$15,500,000
New York	Fort Drum	\$1,500,000
North Carolina	Fort Bragg	\$85,500,000
Oklahoma	Fort Sill	\$35,000,000
Pennsylvania	Letterkenny Army Depot	\$1,550,000
Texas	Fort Hood	\$69,000,000
Washington	Fort Lewis	\$53,000,000
	Total	\$964,697,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2104(a)(2), the Secretary of the Army
4 may acquire real property and carry out military construc-
5 tion projects for the installations and locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Army: Outside the United States

Country	Installation or location	Amount
Belgium	Chievres Air Base	\$13,600,000
Germany	Area Support Group, Bamberg	\$17,200,000
	Darmstadt	\$3,500,000
	Grafenwoehr	\$69,866,000
	Heidelberg	\$8,300,000
	Landstuhl	\$2,400,000
	Mannheim	\$43,350,000
	Schweinfurt	\$2,000,000
Italy	Vicenza	\$34,700,000
Korea	Camp Carroll	\$20,000,000
	Camp Castle	\$6,800,000
	Camp Hovey	\$25,000,000
	Camp Humphreys	\$36,000,000
	Camp Tango	\$12,600,000
	Camp Henry	\$10,200,000

Army: Outside the United States—Continued

Country	Installation or location	Amount
Qatar	K16 Airfield	\$40,000,000
	Qatar	\$8,600,000
	Total	\$354,116,000

1 (c) UNSPECIFIED WORLDWIDE.—Using the amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2104(a)(3), the Secretary of the Army
4 may acquire real property and carry out military construc-
5 tion projects for the installation and location, and in the
6 amount, set forth in the following table:

Army: Unspecified Worldwide

Location	Installation	Amount
Unspecified Worldwide	Unspecified Worldwide	\$4,000,000

7 **SEC. 2102. FAMILY HOUSING.**

8 (a) CONSTRUCTION AND ACQUISITION.—Using
9 amounts appropriated pursuant to the authorization of ap-
10 propriations in section 2104(a)(6)(A), the Secretary of the
11 Army may construct or acquire family housing units (in-
12 cluding land acquisition and supporting facilities) at the
13 installations, for the purposes, and in the amounts set
14 forth in the following table:

Army: Family Housing

State or Country	Installation or loca- tion	Purpose	Amount
Alaska	Fort Wainwright	38 Units	\$17,752,000
Arizona	Yuma Proving Ground	33 Units	\$6,100,000
Germany	Stuttgart	1 Units	\$990,000
Korea	Yongsan	10 Units	\$3,100,000
	Total:		\$27,942,000

1 (b) PLANNING AND DESIGN.—Using amounts appro-
 2 priated pursuant to the authorization of appropriations in
 3 section 2104(a)(6)(A), the Secretary of the Army may
 4 carry out architectural and engineering services and con-
 5 struction design activities with respect to the construction
 6 or improvement of family housing units in an amount not
 7 to exceed \$15,653,000.

8 **SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
 9 **UNITS.**

10 Subject to section 2825 of title 10, United States
 11 Code, and using amounts appropriated pursuant to the
 12 authorization of appropriations in section 2104(a)(6)(A),
 13 the Secretary of the Army may improve existing military
 14 family housing units in an amount not to exceed
 15 \$239,751,000.

16 **SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

17 (a) IN GENERAL.—Funds are hereby authorized to
 18 be appropriated for fiscal years beginning after September
 19 30, 2002, for military construction, land acquisition, and
 20 military family housing functions of the Department of the
 21 Army in the total amount of \$3,007,345,000 as follows:

22 (1) For military construction projects inside the
 23 United States authorized by section 2101(a),
 24 \$758,497,000.

1 (2) For military construction projects outside
2 the United States authorized by section 2101(b),
3 \$354,116,000.

4 (3) For military construction projects at un-
5 specified worldwide locations authorized by section
6 2101(c), \$4,000,000.

7 (4) For unspecified minor construction projects
8 authorized by section 2805 of title 10, United States
9 Code, \$20,500,000.

10 (5) For architectural and engineering services
11 and construction design under section 2807 of title
12 10, United States Code, \$148,864,000.

13 (6) For military family housing functions:

14 (A) For construction and acquisition, plan-
15 ning and design and improvement of military
16 family housing and facilities, \$283,346,000.

17 (B) For support of military family housing
18 (including the functions described in section
19 2833 of title 10, United States Code),
20 \$1,122,274,000.

21 (7) For the construction of phase 4 of an am-
22 munition demilitarization facility at Pueblo Chemical
23 Activity, Colorado, authorized by section 2401(a) of
24 the Military Construction Authorization Act for Fis-
25 cal Year 1997 (division B of Public Law 104–201;

1 110 Stat. 2775), as amended by section 2406 of the
2 Military Construction Authorization Act for Fiscal
3 Year 2000 (division B of Public Law 106–65; 113
4 Stat. 839) and section 2108 of this Act,
5 \$38,000,000.

6 (8) For the construction of phase 5 of an am-
7 munition demilitarization facility at Newport Army
8 Depot, Indiana, authorized by section 2401(a) of the
9 Military Construction Authorization Act for Fiscal
10 Year 1999 (division B of Public Law 105–261; 112
11 Stat. 2193), \$61,494,000.

12 (9) For the construction of phase 5 of an am-
13 munition demilitarization facility at Aberdeen Prov-
14 ing Ground, Maryland, authorized by section
15 2401(a) of the Military Construction Authorization
16 Act for Fiscal Year 1999, as amended by section
17 2406 of the Military Construction Authorization Act
18 for Fiscal Year 2002 (division B of Public Law 107–
19 107; 115 Stat. 1299), \$30,600,000.

20 (10) For the construction of phase 3 of an am-
21 munition demilitarization facility at Blue Grass
22 Army Depot, Kentucky, authorized by section
23 2401(a) of the Military Construction Authorization
24 Act for Fiscal Year 2000 (113 Stat. 835), as
25 amended by section 2405 of the Military Construc-

1 tion Authorization Act for Fiscal Year 2002 (115
2 Stat. 1298) and section 2106 of this Act,
3 \$10,300,000.

4 (11) For the construction of phase 3 of an am-
5 munition demilitarization support facility at Blue
6 Grass Army Depot, Kentucky, authorized by section
7 2401(a) of the Military Construction Authorization
8 Act for Fiscal Year 2000, \$8,300,000.

9 (12) For the construction of phase 2 of Saddle
10 Access Road, Pohakoula Training Facility, Hawaii,
11 authorized by section 2101(a) of the Military Con-
12 struction Authorization Act for Fiscal Year 2001
13 (division B of the Floyd D. Spence National Defense
14 Authorization Act for Fiscal Year 2001, as enacted
15 into law by Public Law 106–398; 114 Stat. 1654A–
16 389), \$13,000,000.

17 (13) For the construction of phase 3 of a bar-
18 racks complex, Butner Road, at Fort Bragg, North
19 Carolina, authorized by section 2101(a) of the Mili-
20 tary Construction Authorization Act for Fiscal Year
21 2001, \$50,000,000.

22 (14) For the construction of phase 2 of a bar-
23 racks complex, D Street, at Fort Richardson, Alas-
24 ka, authorized by section 2101(a) of the Military

1 Construction Authorization Act for Fiscal Year 2002
2 (115 Stat. 1280), \$21,000,000.

3 (15) For the construction of phase 2 of a bar-
4 racks complex, Nelson Boulevard, at Fort Carson,
5 Colorado, authorized by section 2101(a) of the Mili-
6 tary Construction Authorization Act for Fiscal Year
7 2002, as amended by section 2105 of this Act,
8 \$42,000,000.

9 (16) For the construction of phase 2 of a basic
10 combat trainee complex at Fort Jackson, South
11 Carolina, authorized by section 2101(a) of the Mili-
12 tary Construction Authorization Act for Fiscal Year
13 2002, as amended by section 2105 of this Act,
14 \$39,000,000.

15 (17) For the construction of phase 2 of a bar-
16 racks complex, 17th and B Streets at Fort Lewis,
17 Washington, authorized by section 2101(a) of the
18 Military Construction Authorization Act for Fiscal
19 Year 2002, \$50,000,000.

20 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
21 PROJECTS.—Notwithstanding the cost variations author-
22 ized by section 2853 of title 10, United States Code, and
23 any other cost variation authorized by law, the total cost
24 of all projects carried out under section 2101 of this Act
25 may not exceed—

1 (1) the total amount authorized to be appro-
2 priated under paragraphs (1), (2), and (3) of sub-
3 section (a);

4 (2) \$18,000,000 (the balance of the amount au-
5 thorized under section 2101(a) for construction of a
6 barracks complex, Main Post, at Fort Benning,
7 Georgia);

8 (3) \$100,000,000 (the balance of the amount
9 authorized under section 2101(a) for construction of
10 a barracks complex, Capron Avenue, at Schofield
11 Barracks, Hawaii);

12 (4) \$13,200,000 (the balance of the amount au-
13 thorized under section 2101(a) for construction of a
14 combined arms collective training facility at Fort
15 Riley, Kansas);

16 (5) \$50,000,000 (the balance of the amount au-
17 thorized under section 2101(a) for construction of a
18 barracks complex, Range Road, at Fort Campbell,
19 Kentucky); and

20 (6) \$25,000,000 (the balance of the amount au-
21 thorized under section 2101(a) for construction of a
22 consolidated maintenance complex at Fort Sill, Okla-
23 homa).

24 (c) ADJUSTMENT.—The total amount authorized to
25 be appropriated pursuant to paragraphs (1) through (17)

1 of subsection (a) is the sum of the amounts authorized
 2 to be appropriated in such paragraphs, reduced by—

3 (1) \$18,596,000, which represents savings re-
 4 sulting from adjustments to foreign currency ex-
 5 change rates for military construction, military fam-
 6 ily housing construction, and military family housing
 7 support outside the United States; and

8 (2) \$29,350,000, which represents adjustments
 9 for the accounting of civilian personnel benefits.

10 **SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT**
 11 **CERTAIN FISCAL YEAR 2002 PROJECTS.**

12 (a) MODIFICATION.—The table in section 2101(a) of
 13 the Military Construction Authorization Act for Fiscal
 14 Year 2002 (division B of Public Law 107-107; 115 Stat.
 15 1281) is amended—

16 (1) in the item relating to Fort Carson, Colo-
 17 rado, by striking “\$66,000,000” in the amount col-
 18 umn and inserting “\$67,000,000”; and

19 (2) in the item relating to Fort Jackson, South
 20 Carolina, by striking “\$65,650,000” in the amount
 21 column and inserting “\$68,650,000”.

22 (b) CONFORMING AMENDMENTS.—Section 2104(b)
 23 of that Act (115 Stat. 1284) is amended—

24 (1) in paragraph (3), by striking
 25 “\$41,000,000” and inserting “\$42,000,000”; and

1 (2) in paragraph (4), by striking
2 “\$36,000,000” and inserting “\$39,000,000”.

3 **SEC. 2106. MODIFICATION OF AUTHORITY TO CARRY OUT**
4 **CERTAIN FISCAL YEAR 2000 PROJECT.**

5 (a) MODIFICATION.—The table in section 2401(a) of
6 the Military Construction Authorization Act for Fiscal
7 Year 2000 (division B of Public Law 106–65; 113 Stat.
8 835), as amended by section 2405 of the Military Con-
9 struction Authorization Act for Fiscal Year 2002 (division
10 B of Public Law 107–107; 115 Stat. 1298), is further
11 amended—

12 (1) under the agency heading relating to Chem-
13 ical Demilitarization, in the item relating to Blue
14 Grass Army Depot, Kentucky, by striking
15 “\$254,030,000” in the amount column and inserting
16 “\$290,325,000”; and

17 (2) by striking the amount identified as the
18 total in the amount column and inserting
19 “\$748,245,000”.

20 (b) CONFORMING AMENDMENT.—Section 2405(b)(3)
21 of that Act (113 Stat. 839), as so amended, is further
22 amended by striking “\$231,230,000” and inserting
23 “\$267,525,000”.

1 **SEC. 2107. MODIFICATION OF AUTHORITY TO CARRY OUT**
2 **CERTAIN FISCAL YEAR 1999 PROJECT.**

3 (a) MODIFICATION.—The table in section 2401(a) of
4 the Military Construction Authorization Act for Fiscal
5 Year 1999 (division B of Public Law 105–261; 112 Stat.
6 2193) is amended—

7 (1) under the agency heading relating to Chem-
8 ical Demilitarization, in the item relating to Newport
9 Army Depot, Indiana, by striking “\$191,550,000”
10 in the amount column and inserting
11 “\$293,853,000”; and

12 (2) by striking the amount identified as the
13 total in the amount column and inserting
14 “\$829,919,000”.

15 (b) CONFORMING AMENDMENT.—Section 2404(b)(2)
16 of that Act (112 Stat. 2196) is amended by striking
17 “\$162,050,000” and inserting “\$264,353,000”.

18 **SEC. 2108. MODIFICATION OF AUTHORITY TO CARRY OUT**
19 **CERTAIN FISCAL YEAR 1997 PROJECT.**

20 (a) MODIFICATION.—The table in section 2401(a) of
21 the Military Construction Authorization Act for Fiscal
22 Year 1997 (division B of Public Law 104–201; 110 Stat.
23 2775), as amended by section 2406 of the Military Con-
24 struction Authorization Act for Fiscal Year 2000 (division
25 B of Public Law 106–65; 113 Stat. 839), is further
26 amended—

1 (1) under the agency heading relating to Chem-
 2 ical Demilitarization Program, in the item relating
 3 to Pueblo Chemical Activity, Colorado, by striking
 4 “\$203,500,000” in the amount column and inserting
 5 “\$261,000,000”; and

6 (2) by striking the amount identified as the
 7 total in the amount column and inserting
 8 “\$607,454,000”.

9 (b) CONFORMING AMENDMENT.—Section 2406(b)(2)
 10 of that Act (110 Stat. 2779), as so amended, is further
 11 amended by striking “\$203,500,000” and inserting
 12 “\$261,000,000”.

13 **SEC. 2109. MODIFICATION OF AUTHORITY TO CARRY OUT**
 14 **CERTAIN FISCAL YEAR 2001 PROJECT.**

15 The table in section 2101(b) of the Military Con-
 16 struction Authorization Act for Fiscal Year 2001 (division
 17 B of the Floyd D. Spence National Defense Authorization
 18 Act for Fiscal Year 2001, as enacted into law by Public
 19 Law 106–398; 114 Stat. 1654A–390) is amended by strik-
 20 ing “Camp Page” in the installation or location column
 21 and inserting “Camp Stanley”.

1 **SEC. 2110. PLANNING AND DESIGN FOR ANECHOIC CHAM-**
 2 **BER AT WHITE SANDS MISSILE RANGE, NEW**
 3 **MEXICO.**

4 (a) PLANNING AND DESIGN.—The amount author-
 5 ized to be appropriated by section 2104(a)(5), for plan-
 6 ning and design for military construction for the Army
 7 is hereby increased by \$3,000,000, with the amount of the
 8 increase to be available for planning and design for an
 9 anechoic chamber at White Sands Missile Range, New
 10 Mexico.

11 (b) OFFSET.—The amount authorized to be appro-
 12 priated by section 301(a)(1) for the Army for operation
 13 and maintenance is hereby reduced by \$3,000,000, with
 14 the amount of the reduction to be allocated to Base Oper-
 15 ations Support (Servicewide Support).

16 **TITLE XXII—NAVY**

17 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**
 18 **ACQUISITION PROJECTS.**

19 (a) INSIDE THE UNITED STATES.—Using amounts
 20 appropriated pursuant to the authorization of appropria-
 21 tions in section 2204(a)(1), the Secretary of the Navy may
 22 acquire real property and carry out military construction
 23 projects for the installations and locations inside the
 24 United States, and in the amounts, set forth in the fol-
 25 lowing table:

Navy: Inside the United States

State	Installation or location	Amount
Arizona	Marine Corps Air Station, Yuma	\$3,000,000
California	Marine Corps Air Station, Miramar	\$8,700,000
	Marine Corps Air Ground Combat Center, Twentynine Palms.	\$25,770,000
	Marine Corps Base, Camp Pendleton	\$104,200,000
	Naval Air Station, Lemoore	\$35,855,000
	Naval Air Station, San Diego	\$6,150,000
	Naval Air Warfare Center, Point Mugu	\$6,760,000
	Naval Construction Battalion Center, Port Hueneme.	\$6,957,000
	Naval PostGraduate School, Monterey ...	\$2,020,000
	Naval Station, San Diego	\$12,210,000
Connecticut	Naval Submarine Base, New London	\$7,880,000
District of Columbia	Marine Corps Base, Washington	\$3,700,000
	Naval District, Washington	\$2,690,000
Florida	Eglin Air Force Base	\$6,350,000
	Naval Air Station, Jacksonville	\$6,770,000
	Naval Air Station, Mayport	\$1,900,000
	Naval Air Station, Pensacola	\$990,000
	Panama City	\$10,700,000
Georgia	Naval Submarine Base, Kings Bay	\$1,580,000
Hawaii	Ford Island	\$19,400,000
	Marine Corps Base, Hawaii	\$9,500,000
	Naval Station, Pearl Harbor	\$14,690,000
Illinois	Naval Training Center, Great Lakes	\$93,190,000
Maine	Naval Air Station, Brunswick	\$9,830,000
	Naval Shipyard, Portsmouth	\$15,200,000
Maryland	Andrews Air Force Base	\$9,680,000
	Naval Surface Warfare Center, Carderock Division.	\$12,900,000
Mississippi	Naval Air Station, Meridian	\$2,850,000
	Naval Construction Battalion Center, Gulfport.	\$5,460,000
	Naval Station, Pascagoula	\$25,305,000
New Jersey	Naval Air Warfare Center, Lakehurst	\$5,200,000
	Naval Weapons Station, Earle	\$5,600,000
North Carolina	Camp LeJeune	\$5,370,000
	Marine Corps Air Station, Cherry Point	\$6,040,000
	Marine Corps Air Station, New River	\$6,920,000
Rhode Island	Naval Station, Newport	\$9,030,000
South Carolina	Marine Corps Air Station, Beaufort	\$13,700,000
	Marine Corps Recruit Depot, Parris Island.	\$10,490,000
	Naval Weapons Station, Charleston	\$5,740,000
Texas	Naval Air Station, Kingsville	\$6,210,000
	Naval Station, Ingleside	\$5,480,000
Virginia	Marine Corps Combat Development Command, Quantico.	\$19,554,000
	Naval Amphibious Base, Little Creek	\$9,770,000
	Naval Air Station, Norfolk	\$2,260,000
	Naval Air Station, Oceana	\$16,490,000
	Naval Ship Yard, Norfolk	\$36,470,000
	Naval Station, Norfolk	\$168,965,000
	Naval Surface Warfare Center, Dahlgren	\$15,830,000
	Naval Weapons Station, Yorktown	\$15,020,000
Washington	Naval Air Station, Whidbey Island	\$17,580,000
	Naval Magazine, Port Hadlock	\$4,030,000
	Naval Shipyard, Puget Sound	\$54,132,000
	Naval Station, Bremerton	\$45,870,000
	Naval Submarine Base, Bangor	\$22,310,000
	Strategic Weapons Facility, Bangor	\$7,340,000
Various Locations	Host Nation Infrastructure	\$1,000,000

Navy: Inside the United States—Continued

State	Installation or location	Amount
	Total	\$988,588,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the locations outside the United States, and in the amounts, set forth in the following table:

Navy: Outside the United States

Country	Installation or location	Amount
Bahrain	Naval Support Activity, Bahrain	\$25,970,000
Cuba	Naval Station, Guantanamo	\$4,280,000
Diego Garcia	Diego Garcia, Naval Support Facility	\$11,090,000
Greece	Naval Support Activity, Joint Headquarters Command, Larissa.	\$14,800,000
Guam	Commander, United States Naval Forces, Guam.	\$13,400,000
Iceland	Naval Air Station, Keflavik	\$14,920,000
Italy	Naval Air Station, Sigonella	\$66,960,000
Spain	Joint Headquarters Command, Madrid ..	\$2,890,000
	Naval Station, Rota	\$18,700,000
	Total	\$173,010,000

SEC. 2202. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(5)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations, for the purposes, and in the amounts set forth in the following table:

Navy: Family Housing

State or Country	Installation or location	Purpose	Amount
California	Naval Air Station, Lemoore.	178 Units	\$40,981,000
	Twentynine Palms	76 Units	\$19,425,000
Connecticut	Naval Submarine Base, New London.	100 Units	\$24,415,000
Florida	Naval Station, Mayport	1 Unit	\$329,000
Hawaii	Marine Corps Base, Kaneohe Bay.	65 Units	\$24,797,000
Mississippi	Naval Air Station, Meridian.	56 Units	\$9,755,000
North Carolina	Marine Corps Base, Camp LeJeune.	317 Units	\$43,650,000
Virginia	Marine Corps Base, Quantico.	290 Units	\$41,843,000
Greece	Naval Support Activity Joint Headquarters Command, Larissa.	2 Units	\$1,232,000
United Kingdom	Joint Maritime Facility, St. Mawgan.	62 Units	\$18,524,000
		Total	\$224,951,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriation in section 2204(a)(5)(A), the Secretary of the Navy may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed \$11,281,000.

SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(5)(A), the Secretary of the Navy may improve existing military family housing units in an amount not to exceed \$139,468,000.

1 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

2 (a) IN GENERAL.—Funds are hereby authorized to
3 be appropriated for fiscal years beginning after September
4 30, 2002, for military construction, land acquisition, and
5 military family housing functions of the Department of the
6 Navy in the total amount of \$2,478,174,000, as follows:

7 (1) For military construction projects inside the
8 United States authorized by section 2201(a),
9 \$932,123,000.

10 (2) For military construction projects outside
11 the United States authorized by section 2201(b),
12 \$170,440,000.

13 (3) For unspecified minor construction projects
14 authorized by section 2805 of title 10, United States
15 Code, \$23,262,000.

16 (4) For architectural and engineering services
17 and construction design under section 2807 of title
18 10, United States Code, \$87,803,000.

19 (5) For military family housing functions:

20 (A) For construction and acquisition, plan-
21 ning and design, and improvement of military
22 family housing and facilities, \$375,700,000.

23 (B) For support of military family housing
24 (including functions described in section 2833
25 of title 10, United States Code), \$867,788,000.

1 (6) For replacement of a pier at Naval Station,
 2 Norfolk, Virginia, authorized in section 2201(a) of
 3 the Military Construction Authorization Act for Fis-
 4 cal Year 2002 (division B of Public Law 107–107;
 5 115 Stat. 1287), as amended by section 2205 of this
 6 Act, \$33,520,000.

7 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
 8 PROJECTS.—Notwithstanding the cost variations author-
 9 ized by section 2853 of title 10, United States Code, and
 10 any other cost variation authorized by law, the total cost
 11 of all projects carried out under section 2201 of this Act
 12 may not exceed—

13 (1) the total amount authorized to be appro-
 14 priated under paragraphs (1) and (2) of subsection
 15 (a):

16 (2) \$8,345,000 (the balance of the amount au-
 17 thorized under section 2201(a) for a bachelors en-
 18 listed quarters shipboard ashore, Naval Station,
 19 Pascagoula, Mississippi);

20 (3) \$48,120,000 (the balance of the amount au-
 21 thorized under section 2201(a) for a bachelors en-
 22 listed quarters shipboard ashore, Naval Station,
 23 Norfolk, Virginia); and

1 (4) \$2,570,000 (the balance of the amount au-
 2 thorized under section 2201(b) for a quality of life
 3 support facility, Naval Air Station Sigonella, Italy).

4 (c) ADJUSTMENT.—The total amount authorized to
 5 be appropriated pursuant to paragraphs (1) through (6)
 6 of subsection (a) is the sum of the amounts authorized
 7 to be appropriated in such paragraphs, reduced by—

8 (1) \$3,992,000, which represents savings result-
 9 ing from adjustments to foreign currency exchange
 10 rates for military construction, military family hous-
 11 ing construction, and military family housing sup-
 12 port outside the United States; and

13 (2) \$10,470,000, which represents adjustments
 14 for the accounting of civilian personnel benefits.

15 **SEC. 2205. MODIFICATION TO CARRY OUT CERTAIN FISCAL**
 16 **YEAR 2002 PROJECTS.**

17 (a) MILITARY CONSTRUCTION PROJECT AT NAVAL
 18 STATION, NORFOLK, VIRGINIA.—The table in section
 19 2201(a) of the Military Construction Authorization Act
 20 for Fiscal Year 2002 (division B of Public Law 107–107;
 21 115 Stat. 1286) is amended—

22 (1) in the item relating to Naval Station, Nor-
 23 folk, Virginia, by striking “\$139,270,000” in the
 24 amount column and inserting “\$139,550,000”; and

(2) by striking the amount identified as the total in the amount column and inserting “\$1,059,030,000”.

(b) CONFORMING AMENDMENT.—Section 2204(b)(2) of that Act (115 Stat. 1289) is amended by striking “\$33,240,000” and inserting “\$33,520,000”.

(c) MILITARY FAMILY HOUSING AT QUANTICO, VIRGINIA.—The table in section 2202(a) of that Act (115 Stat. 1287) is amended in the item relating to Marine Corps Combat Development Command, Quantico, Virginia, by striking “60 Units” in the purpose column and inserting “39 Units”.

TITLE XXIII—AIR FORCE

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations and locations inside the United States, and in the amounts, set forth in the following table:

Air Force: Inside the United States

State	Installation or location	Amount
Alaska	Clear Air Force Station	\$14,400,000
	Eielson Air Force Base	\$41,100,000
Arizona	Davis-Monthan Air Force Base	\$19,270,000
Arkansas	Little Rock Air Force Base	\$25,600,000
California	Beale Air Force Base	\$11,740,000

Air Force: Inside the United States—Continued

State	Installation or location	Amount
Colorado	Travis Air Force Base	\$23,900,000
	Vandenberg Air Force Base	\$10,500,000
	Buckley Air Force Base	\$17,700,000
	Peterson Air Force Base	\$5,500,000
	Schriever Air Force Base	\$5,700,000
District of Columbia	United States Air Force Academy ...	\$4,200,000
	Bolling Air Force Base	\$5,000,000
Florida	Eglin Air Force Base	\$4,250,000
	Hurlburt Field	\$15,000,000
	MacDill Air Force Base	\$7,000,000
Georgia	Robins Air Force Base	\$5,400,000
	Warner-Robins Air Force Base	\$24,000,000
	Hickam Air Force Base	\$1,350,000
Louisiana	Barksdale Air Force Base	\$22,900,000
Maryland	Andrews Air Force Base	\$9,600,000
Massachusetts	Fourth Cliff, Scituate	\$9,500,000
	Hanscom Air Force Base	\$7,700,000
Mississippi	Keesler Air Force Base	\$22,000,000
Nebraska	Offutt Air Force Base	\$11,000,000
Nevada	Nellis Air Force Base	\$56,850,000
New Jersey	McGuire Air Force Base	\$24,631,000
New Mexico	Cannon Air Force Base	\$4,650,000
	Holloman Air Force Base	\$4,650,000
	Kirtland Air Force Base	\$21,900,000
	Pope Air Force Base	\$9,700,000
North Carolina	Seymour Johnson Air Force Base ...	\$10,600,000
	Minot Air Force Base	\$18,000,000
North Dakota	Wright-Patterson Air Force Base ...	\$35,400,000
Ohio	Altus Air Force Base	\$14,800,000
Oklahoma	Vance Air Force Base	\$4,800,000
	Shaw Air Force Base	\$6,500,000
South Carolina	Ellsworth Air Force Base	\$13,200,000
South Dakota	Goodfellow Air Force Base	\$10,600,000
	Lackland Air Force Base	\$41,500,000
	Sheppard Air Force Base	\$16,000,000
Utah	Hill Air Force Base	\$16,500,000
Virginia	Langley Air Force Base	\$71,940,000
Wyoming	F.E. Warren Air Force Base	\$15,000,000
	Total	\$721,531,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304(a)(2), the Secretary of the Air Force
4 may acquire real property and carry out military construc-
5 tion projects for the installations and locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Air Force: Outside the United States

Country	Installation or location	Amount
Germany	Ramstein Air Base	\$71,783,000
Guam	Andersen Air Force Base	\$31,000,000
Italy	Aviano Air Base	\$6,600,000
Japan	Kadena Air Base	\$6,000,000
Korea	Osan Air Base	\$15,100,000
Spain	Naval Station, Rota	\$31,818,000
Turkey	Incirlik Air Base	\$1,550,000
United Kingdom	Diego Garcia	\$17,100,000
	Royal Air Force, Fairford	\$19,000,000
	Royal Air Force, Lakenheath	\$13,400,000
Wake Island	Wake Island	\$24,900,000
	Total	\$238,251,000

1 (c) UNSPECIFIED WORLDWIDE.—Using the amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304(a)(3), the Secretary of the Air Force
4 may acquire real property and carry out military construc-
5 tion projects for the installation and location, and in the
6 amount, set forth in the following table:

Air Force: Unspecified Worldwide

Location	Installation	Amount
Unspecified Worldwide	Classified Locations	\$24,993,000

7 SEC. 2302. FAMILY HOUSING.

8 (a) CONSTRUCTION AND ACQUISITION.—Using
9 amounts appropriated pursuant to the authorization of ap-
10 propriations in section 2304(a)(6)(A), the Secretary of the
11 Air Force may construct or acquire family housing units
12 (including land acquisition and supporting facilities) at the
13 installations, for the purposes, and in the amounts set
14 forth in the following table:

Air Force: Family Housing

State or Country	Installation or loca- tion	Purpose	Amount
Arizona	Luke Air Force Base ..	140 Units	\$18,954,000

Air Force: Family Housing—Continued

State or Country	Installation or location	Purpose	Amount
California	Travis Air Force Base	110 Units	\$24,320,000
Colorado	Peterson Air Force Base.	2 Units	\$959,000
	United States Air Force Academy.	71 Units	\$12,424,000
Delaware	Dover Air Force Base	112 Units	\$19,615,000
Florida	Eglin Air Force Base ..	Housing Office	\$597,000
	Eglin Air Force Base ..	134 Units	\$15,906,000
	MacDill Air Force Base.	96 Units	\$18,086,000
Hawaii	Hickam Air Force Base.	96 Units	\$29,050,000
Idaho	Mountain Home Air Force Base.	95 Units	\$24,392,000
Kansas	McConnell Air Force Base.	Housing Maintenance Facility.	\$1,514,000
Maryland	Andrews Air Force Base.	53 Units	\$9,838,000
	Andrews Air Force Base.	52 Units	\$8,807,000
Mississippi	Columbus Air Force Base.	Housing Office	\$412,000
	Keesler Air Force Base	117 Units	\$16,605,000
Missouri	Whiteman Air Force Base.	22 Units	\$3,977,000
Montana	Malmstrom Air Force Base.	18 Units	\$4,717,000
New Mexico	Holloman Air Force Base.	101 Units	\$20,161,000
North Carolina	Pope Air Force Base ...	Housing Maintenance Facility.	\$991,000
	Seymour Johnson Air Force Base.	126 Units	\$18,615,000
North Dakota	Grand Forks Air Force Base.	150 Units	\$30,140,000
	Minot Air Force Base	112 Units	\$21,428,000
	Minot Air Force Base	102 Units	\$20,315,000
Oklahoma	Vance Air Force Base	59 Units	\$11,423,000
South Dakota	Ellsworth Air Force Base.	Housing Maintenance Facility.	\$447,000
	Ellsworth Air Force Base.	22 Units	\$4,794,000
Texas	Dyess Air Force Base	85 Units	\$14,824,000
	Randolph Air Force Base.	Housing Maintenance Facility.	\$447,000
	Randolph Air Force Base.	112 Units	\$14,311,000
Virginia	Langley Air Force Base.	Housing Office	\$1,193,000
Germany	Ramstein Air Force Base.	19 Units	\$8,534,000
Korea	Osan Air Base	113 Units	\$35,705,000
	Osan Air Base	Housing Supply Warehouse.	\$834,000

Air Force: Family Housing—Continued

State or Country	Installation or location	Purpose	Amount
United Kingdom	Royal Air Force Lakenheath.	Housing Office and Maintenance Facility.	\$2,203,000
	Total		\$416,438,000

1 (b) **PLANNING AND DESIGN.**—Using amounts appro-
2 priated pursuant to the authorization of appropriations in
3 section 2304(a)(6)(A), the Secretary of the Air Force may
4 carry out architectural and engineering services and con-
5 struction design activities with respect to the construction
6 or improvement of military family housing units in an
7 amount not to exceed \$34,188,000.

8 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriations in section 2304(a)(6)(A),
13 the Secretary of the Air Force may improve existing mili-
14 tary family housing units in an amount not to exceed
15 \$226,068,000.

16 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**
17 **FORCE.**

18 (a) **IN GENERAL.**—Funds are hereby authorized to
19 be appropriated for fiscal years beginning after September
20 30, 2002, for military construction, land acquisition, and
21 military family housing functions of the Department of the

1 Air Force in the total amount of \$2,597,272,000, as fol-
2 lows:

3 (1) For military construction projects inside the
4 United States authorized by section 2301(a),
5 \$709,431,000.

6 (2) For military construction projects outside
7 the United States authorized by section 2301(b),
8 \$238,251,000.

9 (3) For the military construction projects at
10 unspecified worldwide locations authorized by section
11 2301(c), \$24,993,000.

12 (4) For unspecified minor construction projects
13 authorized by section 2805 of title 10, United States
14 Code, \$11,500,000.

15 (5) For architectural and engineering services
16 and construction design under section 2807 of title
17 10, United States Code, \$81,416,000.

18 (6) For military housing functions:

19 (A) For construction and acquisition, plan-
20 ning and design, and improvement of military
21 family housing and facilities, \$676,694,000.

22 (B) For support of military family housing
23 (including functions described in section 2833
24 of title 10, United States Code), \$874,050,000.

1 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
2 PROJECTS.—Notwithstanding the cost variations author-
3 ized by section 2853 of title 10, United States Code, and
4 any other cost variation authorized by law, the total cost
5 of all projects carried out under section 2301 of this Act
6 may not exceed—

7 (1) the total amount authorized to be appro-
8 priated under paragraphs (1), (2) and (3) of sub-
9 section (a);

10 (2) \$7,100,000 (the balance of the amount au-
11 thorized under section 2301(a) for construction of a
12 consolidated base engineer complex at Altus Air
13 Force Base, Oklahoma); and

14 (3) \$5,000,000 (the balance of the amount au-
15 thorized under section 2301(a) for construction of a
16 storm drainage system at F.E. Warren Air Force
17 Base, Wyoming).

18 (c) ADJUSTMENT.—The total amount authorized to
19 be appropriated pursuant to paragraphs (1) through (6)
20 of subsection (a) is the sum of the amounts authorized
21 to be appropriated in such paragraphs, reduced by
22 \$19,063,000, which represents savings resulting from ad-
23 justments to foreign currency exchange rates for military
24 construction, military family housing construction, and
25 military family housing support outside the United States.

1 **SEC. 2305. AUTHORITY FOR USE OF MILITARY CONSTRUC-**
 2 **TION FUNDS FOR CONSTRUCTION OF PUBLIC**
 3 **ROAD NEAR AVIANO AIR BASE, ITALY,**
 4 **CLOSED FOR FORCE PROTECTION PUR-**
 5 **POSES.**

6 (a) **AUTHORITY TO USE FUNDS.**—The Secretary of
 7 the Air Force may, using amounts authorized to be appro-
 8 priated by section 2301(b), carry out a project to provide
 9 a public road, and associated improvements, to replace a
 10 public road adjacent to Aviano Air Base, Italy, that has
 11 been closed for force protection purposes.

12 (b) **SCOPE OF AUTHORITY.**—(1) The authority of the
 13 Secretary to carry out the project referred to in subsection
 14 (a) shall include authority as follows:

15 (A) To acquire property for the project for
 16 transfer to a host nation authority.

17 (B) To provide funds to a host nation authority
 18 to acquire property for the project.

19 (C) To make a contribution to a host nation au-
 20 thority for purposes of carrying out the project.

21 (D) To provide vehicle and pedestrian access to
 22 landowners effected by the project.

23 (2) The acquisition of property using authority in
 24 subparagraph (A) or (B) of paragraph (1) may be made
 25 regardless of whether or not ownership of such property
 26 will vest in the United States.

1 (c) INAPPLICABILITY OF CERTAIN REAL PROPERTY
 2 MANAGEMENT REQUIREMENT.—Section 2672(a)(1)(B) of
 3 title 10, United States Code, shall not apply with respect
 4 to any acquisition of interests in land for purposes of the
 5 project authorized by subsection (a).

6 **SEC. 2306. ADDITIONAL PROJECT AUTHORIZATION FOR AIR**
 7 **TRAFFIC CONTROL FACILITY AT DOVER AIR**
 8 **FORCE BASE, DELAWARE.**

9 (a) PROJECT AUTHORIZED.—In addition to the
 10 projects authorized by section 2301(a), the Secretary of
 11 the Air Force may carry out a military construc-
 12 tion project, including land acquisition relating thereto,
 13 for construction of a new air traffic control facility at
 14 Dover Air Force Base, Delaware, in the amount of
 15 \$7,500,000.

16 (b) AUTHORIZATION OF APPROPRIATIONS.—The
 17 amount authorized to be appropriated by section 2304(a),
 18 and by paragraph (1) of that section, is hereby increased
 19 by \$7,500,000.

20 (c) OFFSET.—The amount authorized to be appro-
 21 priated by section 301(a)(10) for operation and mainte-
 22 nance for the Army National Guard is hereby reduced by
 23 \$7,500,000, with the amount of the reduction to be allo-
 24 cated to the Classified Network Program.

1 **SEC. 2307. AVAILABILITY OF FUNDS FOR CONSOLIDATION**
 2 **OF MATERIALS COMPUTATIONAL RESEARCH**
 3 **FACILITY AT WRIGHT-PATTERSON AIR**
 4 **FORCE BASE, OHIO.**

5 (a) AVAILABILITY.—Of the amount authorized to be
 6 appropriated by section 2304(a), and paragraph (1) of
 7 that section, for the Air Force and available for military
 8 construction projects at Wright–Patterson Air Force
 9 Base, Ohio, \$15,200,000 may be available for a military
 10 construction project for consolidation of the materials
 11 computational research facility at Wright–Patterson Air
 12 Force Base (PNZHTV033301A).

13 (b) OFFSET.—(1) The amount authorized to be ap-
 14 propriated by section 301(a)(4) for the Air Force for oper-
 15 ation and maintenance is hereby reduced by \$2,800,000,
 16 with the amount of the reduction to be allocated to Re-
 17 cruiting and Advertising.

18 (2) Of the amount authorized to be appropriated by
 19 section 2304(a), and paragraph (1) of that section, for the
 20 Air Force and available for military construction projects
 21 at Wright–Patterson Air Force Base—

22 (A) the amount available for a dormitory is
 23 hereby reduced by \$10,400,000; and

24 (B) the amount available for construction of a
 25 Fully Contained Small Arms Range Complex is
 26 hereby reduced by \$2,000,000.

TITLE XXIV—DEFENSE AGENCIES

SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2404(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations and locations inside the United States, and in the amounts, set forth in the following table:

Defense Agencies: Inside the United States

Agency	Installation or location	Amount
Missile Defense Agency	Kauai, Hawaii	\$23,400,000
Defense Intelligence Agency	Bolling Air Force Base, District of Columbia.	\$121,958,000
Defense Logistics Agency	Defense Supply Center, Columbus, Ohio.	\$5,021,000
	Defense Supply Center, Richmond, Virginia	\$5,500,000
	Naval Air Station, New Orleans, Louisiana	\$9,500,000
	Travis Air Force Base, California	\$16,000,000
Defense Threat Reduction Agency.	Fort Belvoir, Virginia	\$76,388,000
Department of Defense Dependents Schools.	Fort Bragg, North Carolina	\$2,036,000
	Fort Jackson, South Carolina	\$2,506,000
	Marine Corps Base, Camp LeJeune, North Carolina	\$12,138,000
	Marine Corps Base, Quantico, Virginia	\$1,418,000
	United States Military Academy, West Point, New York	\$4,347,000
Joint Chiefs of Staff	Conus Various	\$25,000,000
National Security Agency	Fort Meade, Maryland	\$4,484,000
Special Operations Command	Fort Bragg, North Carolina	\$30,800,000
	Hurlburt Field, Florida	\$11,100,000
	Naval Amphibious Base, Little Creek, Virginia	\$14,300,000
	Stennis Space Center, Mississippi	\$5,000,000
TRICARE Management Activity.	Elmendorf Air Force Base, Alaska ..	\$10,400,000
	Hickam Air Force Base, Hawaii	\$2,700,000
Washington Headquarters Services.	Arlington, Virginia	\$18,000,000

Defense Agencies: Inside the United States—Continued

Agency	Installation or location	Amount
	Washington Headquarters Services, District of Columbia.	\$2,500,000
	Total	\$404,496,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2404(a)(2), the Secretary of Defense may
4 acquire real property and carry out military construction
5 projects for the installations and locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Defense Agencies: Outside the United States

Agency	Installation or location	Amount
Defense Logistics Agency	Andersen Air Force Base, Guam	\$17,586,000
	Lajes Field, Azores, Portugal	\$19,000,000
	Naval Forces Marianas Islands, Guam	\$6,000,000
	Naval Station, Rota, Spain	\$23,400,000
	Royal Air Force, Fairford, United Kingdom	\$17,000,000
Department of Defense De- pendents Schools.	Yokota Air Base, Japan	\$23,000,000
	Kaiserslautern, Germany	\$957,000
	Lajes Field, Azores, Portugal	\$1,192,000
	Seoul, Korea	\$31,683,000
	Mons, Belgium	\$1,573,000
TRICARE Management Ac- tivity.	Spangdahlem Air Base, Germany	\$997,000
	Vicenza, Italy	\$2,117,000
	Naval Support Activity, Naples, Italy.	\$41,449,000
	Spangdahlem Air Base, Germany	\$39,629,000
	Total	\$225,583,000

8 **SEC. 2402. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriations in section 2404(a)(8)(A),

1 the Secretary of Defense may improve existing military
2 family housing units in an amount not to exceed
3 \$5,480,000.

4 **SEC. 2403. ENERGY CONSERVATION PROJECTS.**

5 Using amounts appropriated pursuant to the author-
6 ization of appropriations in section 2404(a)(4), the Sec-
7 retary of Defense may carry out energy conservation
8 projects under section 2865 of title 10, United States
9 Code, in the amount of \$50,531,000.

10 **SEC. 2404. AUTHORIZATION OF APPROPRIATIONS, DE-**
11 **FENSE AGENCIES.**

12 (a) IN GENERAL.—Funds are hereby authorized to
13 be appropriated for fiscal years beginning after September
14 30, 2002, for military construction, land acquisition, and
15 military family housing functions of the Department of
16 Defense (other than the military departments) in the total
17 amount of \$1,316,972,000, as follows:

18 (1) For military construction projects inside the
19 United States authorized by section 2401(a),
20 \$367,896,000.

21 (2) For military construction projects outside
22 the United States authorized by section 2401(b),
23 \$225,583,000.

1 (3) For unspecified minor construction projects
2 under section 2805 of title 10, United States Code,
3 \$16,293,000.

4 (4) For contingency construction projects of the
5 Secretary of Defense under section 2804 of title 10,
6 United States Code, \$10,000,000.

7 (5) For architectural and engineering services
8 and construction design under section 2807 of title
9 10, United States Code, \$44,232,000.

10 (6) For energy conservation projects authorized
11 by section 2403 of this Act, \$50,531,000.

12 (7) For base closure and realignment activities
13 as authorized by the Defense Base Closure and Re-
14 alignment Act of 1990 (part A of title XXIX of
15 Public Law 101–510; 10 U.S.C. 2687 note),
16 \$545,138,000.

17 (8) For military family housing functions:

18 (A) For improvement of military family
19 housing and facilities, \$5,480,000.

20 (B) For support of military family housing
21 (including functions described in section 2833
22 of title 10, United States Code), \$42,432,000.

23 (C) For credit to the Department of De-
24 fense Family Housing Improvement Fund es-

1 tablished by section 2883(a)(1) of title 10,
2 United States Code, \$2,000,000.

3 (9) For payment of a claim against the Hos-
4 pital Replacement project at Elmendorf Air Force
5 Base, Alaska, \$10,400,000.

6 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
7 PROJECTS.—Notwithstanding the cost variations author-
8 ized by section 2853 of title 10, United States Code, and
9 any other cost variation authorized by law, the total cost
10 of all projects carried out under section 2401 of this Act
11 may not exceed—

12 (1) the total amount authorized to be appro-
13 priated under paragraphs (1) and (2) of subsection
14 (a); and

15 (2) \$26,200,000 (the balance of the amount au-
16 thorized under section 2401(a) for the construction
17 of the Defense Threat Reduction Center, Fort
18 Belvoir, Virginia).

19 (c) ADJUSTMENT.—The total amount authorized to
20 be appropriated pursuant to paragraphs (1) through (9)
21 of subsection (a) is the sum of the amounts authorized
22 to be appropriated in such paragraphs, reduced by—

23 (1) \$2,976,000, which represents savings result-
24 ing from adjustments to foreign currency exchange
25 rates for military construction, military family hous-

1 ing construction, and military family housing sup-
 2 port outside the United States; and

3 (2) \$37,000, which represents adjustments for
 4 the accounting of civilian personnel benefits.

5 **TITLE XXV—NORTH ATLANTIC**
 6 **TREATY ORGANIZATION SE-**
 7 **CURITY INVESTMENT PRO-**
 8 **GRAM**

9 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
 10 **ACQUISITION PROJECTS.**

11 The Secretary of Defense may make contributions for
 12 the North Atlantic Treaty Organization Security Invest-
 13 ment program as provided in section 2806 of title 10,
 14 United States Code, in an amount not to exceed the sum
 15 of the amount authorized to be appropriated for this pur-
 16 pose in section 2502 and the amount collected from the
 17 North Atlantic Treaty Organization as a result of con-
 18 struction previously financed by the United States.

19 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

20 Funds are hereby authorized to be appropriated for
 21 fiscal years beginning after September 30, 2002, for con-
 22 tributions by the Secretary of Defense under section 2806
 23 of title 10, United States Code, for the share of the United
 24 States of the cost of projects for the North Atlantic Treaty

1 Organization Security Investment program authorized by
 2 section 2501, in the amount of \$168,200,000.

3 **TITLE XXVI—GUARD AND**
 4 **RESERVE FORCES FACILITIES**

5 **SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUC-**
 6 **TION AND LAND ACQUISITION PROJECTS.**

7 There are authorized to be appropriated for fiscal
 8 years beginning after September 30, 2002, for the costs
 9 of acquisition, architectural and engineering services, and
 10 construction of facilities for the Guard and Reserve
 11 Forces, and for contributions there for, under chapter
 12 1803 of title 10, United States Code (including the cost
 13 of acquisition of land for those facilities), the following
 14 amounts:

15 (1) For the Department of the Army—

16 (A) for the Army National Guard of the
 17 United States, \$186,588,000; and

18 (B) for the Army Reserve, \$62,992,000.

19 (2) For the Department of the Navy, for the
 20 Naval and Marine Corps Reserve, \$58,671,000.

21 (3) For the Department of the Air Force—

22 (A) for the Air National Guard of the
 23 United States, \$212,459,000; and

24 (B) for the Air Force Reserve,
 25 \$59,883,000.

1 **SEC. 2602. ARMY NATIONAL GUARD RESERVE CENTER,**
2 **LANE COUNTY, OREGON.**

3 (a) INCREASE IN AUTHORIZATION OF APPROPRIA-
4 TIONS.—The amount authorized to be appropriated by
5 section 2601(1)(A) for the Army National Guard of the
6 United States is hereby increased by \$9,000,000.

7 (b) AVAILABILITY.—(1) Of the amount authorized to
8 be appropriated by section 2601(1)(A) for the Army Na-
9 tional Guard of the United States, as increased by sub-
10 section (a), \$9,000,000 may be available for a military
11 construction project for a Reserve Center in Lane County,
12 Oregon.

13 (2) The amount available under paragraph (1) for the
14 military construction project referred to in that paragraph
15 is in addition to any other amounts available under this
16 Act for that project.

17 (c) OFFSET.—(1) The amount authorized to be ap-
18 propriated by section 201(2) for research, development,
19 test, and evaluation for the Navy is hereby reduced by
20 \$2,500,000, with the amount of the reduction to be allo-
21 cated to Warfighter Sustainment Advanced Technology
22 (PE 0603236N).

23 (2) The amount authorized to be appropriated by sec-
24 tion 301(a)(6) for operation and maintenance for the
25 Army Reserve is hereby reduced by \$6,000,000, with the

1 amount of the reduction to be allocated to the Enhanced
2 Secure Communications Program.

3 **SEC. 2603. ADDITIONAL PROJECT AUTHORIZATION FOR**
4 **COMPOSITE SUPPORT FACILITY FOR ILLI-**
5 **NOIS AIR NATIONAL GUARD.**

6 (a) INCREASE IN AUTHORIZATION OF APPROPRIA-
7 TIONS.—The amount authorized to be appropriated by
8 section 2601(3)(A) for the Air National Guard is hereby
9 increased by \$10,000,000.

10 (b) AVAILABILITY.—Of the amount authorized to be
11 appropriated by section 2601(3)(A) for the Air National
12 Guard, as increased by subsection (a), \$10,000,000 may
13 be available for a military construction project for a Com-
14 posite Support Facility for the 183rd Fighter Wing of the
15 Illinois Air National Guard.

16 (c) OFFSET.—The amount authorized to be appro-
17 priated by section 301(a)(5) for operation and mainte-
18 nance, defense-wide, is hereby reduced by \$10,000,000,
19 with the amount of the reduction to be allocated to
20 amounts available for the Information Operations Pro-
21 gram.

1 **TITLE XXVII—EXPIRATION AND**
 2 **EXTENSION OF AUTHORIZA-**
 3 **TIONS**

4 **SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND**
 5 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
 6 **LAW.**

7 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
 8 YEARS.—Except as provided in subsection (b), all author-
 9 izations contained in titles XXI through XXVI for military
 10 construction projects, land acquisition, family housing
 11 projects and facilities, and contributions to the North At-
 12 lantic Treaty Organization Security Investment program
 13 (and authorizations of appropriations therefor) shall ex-
 14 pire on the later of—

15 (1) October 1, 2005; or

16 (2) the date of the enactment of an Act author-
 17 izing funds for military construction for fiscal year
 18 2006.

19 (b) EXCEPTION.—Subsection (a) shall not apply to
 20 authorizations for military construction projects, land ac-
 21 quisition, family housing projects, and facilities, and con-
 22 tributions to the North Atlantic Treaty Organization Se-
 23 curity Investment program (and authorizations of appro-
 24 priations therefor) for which appropriated funds have been
 25 obligated before the later of—

1 (1) October 1, 2005; or

2 (2) the date of the enactment of an Act author-
 3 ized funds for fiscal year 2005 for military construc-
 4 tion projects, land acquisition, family housing
 5 projects and facilities, and contributions to the
 6 North Atlantic Treaty Organization Security Invest-
 7 ment program.

8 **SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 9 **FISCAL YEAR 2000 PROJECTS.**

10 (a) EXTENSION OF CERTAIN PROJECTS.—Notwith-
 11 standing section 2701 of the Military Construction Au-
 12 thorization Act for Fiscal Year 2000 (division B of Public
 13 Law 106–65; 113 Stat. 841), authorizations set forth in
 14 the tables in subsection (b), as provided in section 2302
 15 or 2601 of that Act, shall remain in effect until October
 16 1, 2003, or the date of the enactment of an Act author-
 17 izing funds for military construction for fiscal year 2004,
 18 whichever is later.

19 (b) TABLES.—The tables referred to in subsection (a)
 20 are as follows:

Air Force: Extension of 2000 Project Authorization

State	Installation or loca- tion	Project	Amount
Oklahoma	Tinker Air Force Base	Replace Family Housing (41 Units).	\$6,000,000
Texas	Lackland Air Force Base.	Dormitory	\$5,300,000

Army National Guard: Extension of 2000 Project Authorization

State	Installation or location	Project	Amount
Virginia	Fort Pickett	Multi-Purpose Range Complex—Heavy.	\$13,500,000

1 **SEC. 2703. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
2 **FISCAL YEAR 1999 PROJECTS.**

3 (a) EXTENSION.—Notwithstanding section 2701 of
4 the Military Construction Authorization Act for Fiscal
5 Year 1999 (division B of Public Law 105–261; 112 Stat.
6 2199), authorizations set forth in the table in subsection
7 (b), as provided in section 2302 of that Act and extended
8 by section 2702 of the Military Construction Authoriza-
9 tion Act for Fiscal Year 2002 (division B of Public Law
10 107–107; 115 Stat. 1301), shall remain in effect until Oc-
11 tober 1, 2003, or the date of the enactment of an Act
12 authorizing funds for military construction for fiscal year
13 2004, whichever is later.

14 (b) TABLE.—The table referred to in subsection (a)
15 is as follows:

Air Force: Extension of 1999 Project Authorizations

State	Installation or location	Project	Amount
Delaware	Dover Air Force Base	Replace Family Housing (55 Units).	\$8,988,000
Florida	Patrick Air Force Base	Replace Family Housing (46 Units).	\$9,692,000
New Mexico	Kirtland Air Force Base.	Replace Family Housing (37 Units).	\$6,400,000
Ohio	Wright-Patterson Air Force Base.	Replace Family Housing (40 Units).	\$5,600,000

1 **SEC. 2704. EFFECTIVE DATE.**

2 Titles XXI, XXII, XXIII, XXIV, XXV, XXVI, and
3 XXVII of this Act shall take effect on the later of—

4 (1) October 1, 2002; or

5 (2) the date of the enactment of this Act.

6 **TITLE XXVIII—GENERAL**
7 **PROVISIONS**

8 **Subtitle A—Military Construction**
9 **Program and Military Family**
10 **Housing Changes**

11 **SEC. 2801. LEASE OF MILITARY FAMILY HOUSING IN**
12 **KOREA.**

13 (a) INCREASE IN NUMBER OF UNITS AUTHORIZED
14 FOR LEASE AT CURRENT MAXIMUM AMOUNT.—Para-
15 graph (3) of section 2828(e) of title 10, United States
16 Code, is amended by striking “800 units” and inserting
17 “1,175 units”.

18 (b) AUTHORITY TO LEASE ADDITIONAL NUMBER OF
19 UNITS AT INCREASED MAXIMUM AMOUNT.—That section
20 is further amended—

21 (1) by redesignating paragraphs (4) and (5) as
22 paragraphs (5) and (6), respectively;

23 (2) by inserting after paragraph (3) the fol-
24 lowing new paragraph (4):

25 “(4) In addition to the units of family housing re-
26 ferred to in paragraph (1) for which the maximum lease

1 amount is \$25,000 per unit per year, the Secretary of the
 2 Army may lease not more than 2,400 units of family hous-
 3 ing in Korea subject to a maximum lease amount of
 4 \$35,000 per unit per year.”;

5 (3) in paragraph (5), as so redesignated, by
 6 striking “and (3)” and inserting “(3), and (4)”; and

7 (4) in paragraph (6), as so redesignated, by
 8 striking “53,000” and inserting “55,775”.

9 **SEC. 2802. REPEAL OF SOURCE REQUIREMENTS FOR FAM-**
 10 **ILY HOUSING CONSTRUCTION OVERSEAS.**

11 Section 803 of the Military Construction Authoriza-
 12 tion Act, 1984 (Public Law 98–115; 10 U.S.C. 2821 note)
 13 is repealed.

14 **SEC. 2803. MODIFICATION OF LEASE AUTHORITIES UNDER**
 15 **ALTERNATIVE AUTHORITY FOR ACQUISITION**
 16 **AND IMPROVEMENT OF MILITARY HOUSING.**

17 (a) LEASING OF HOUSING.—Subsection (a) of section
 18 2874 of title 10, United States Code, is amended to read
 19 as follows:

20 “(a) LEASE AUTHORIZED.—(1) The Secretary con-
 21 cerned may enter into contracts for the lease of housing
 22 units that the Secretary determines are suitable for use
 23 as military family housing or military unaccompanied
 24 housing.

1 “(2) The Secretary concerned shall utilize housing
 2 units leased under paragraph (1) as military family hous-
 3 ing or military unaccompanied housing, as appropriate.”.

4 (b) REPEAL OF INTERIM LEASE AUTHORITY.—Sec-
 5 tion 2879 of such title is repealed.

6 (c) CONFORMING AND CLERICAL AMENDMENTS.—
 7 (1) The heading for section 2874 of such title is amended
 8 to read as follows:

9 “§ 2874. Leasing of housing”.

10 (2) The table of sections at the beginning of sub-
 11 chapter IV of chapter 169 of such title is amended—

12 (A) by striking the item relating to section
 13 2874 and inserting the following new item:

“2874. Leasing of housing.”;

14 and

15 (B) by striking the item relating to section
 16 2879.

17 **Subtitle B—Real Property and** 18 **Facilities Administration**

19 **SEC. 2811. AGREEMENTS WITH PRIVATE ENTITIES TO EN-**
 20 **HANCE MILITARY TRAINING, TESTING, AND**
 21 **OPERATIONS.**

22 (a) IN GENERAL.—Chapter 159 of title 10, United
 23 States Code, is amended by inserting after section 2696
 24 the following new section:

1 **“§ 2697. Agreements with private entities to enhance**
 2 **military training, testing, and operations**

3 “(a) AGREEMENTS WITH PRIVATE ENTITIES AU-
 4 THORIZED.—The Secretary of Defense or the Secretary
 5 of a military department may enter into an agreement
 6 with a private entity described in subsection (b) to address
 7 the use or development of real property in the vicinity of
 8 an installation under the jurisdiction of such Secretary for
 9 purposes of—

10 “(1) limiting any development or use of such
 11 property that would otherwise be incompatible with
 12 the mission of such installation; or

13 “(2) preserving habitat on such property in a
 14 manner that is compatible with both—

15 “(A) current or anticipated environmental
 16 requirements that would or might otherwise re-
 17 strict, impede, or otherwise interfere, whether
 18 directly or indirectly, with current or antici-
 19 pated military training, testing, or operations
 20 on such installation; and

21 “(B) current or anticipated military train-
 22 ing, testing, or operations on such installation.

23 “(b) COVERED PRIVATE ENTITIES.—A private entity
 24 described in this subsection is any private entity that has
 25 as its stated principal organizational purpose or goal the

1 conservation, restoration, or preservation of land and nat-
 2 ural resources, or a similar purpose or goal.

3 “(c) INAPPLICABILITY OF CERTAIN CONTRACT RE-
 4 QUIREMENTS.—Chapter 63 of title 31 shall not apply to
 5 any agreement entered into under this section.

6 “(d) ACQUISITION AND ACCEPTANCE OF PROPERTY
 7 AND INTERESTS.—(1) Subject to the provisions of this
 8 subsection, an agreement with a private entity under this
 9 section—

10 “(A) may provide for the private entity to ac-
 11 quire all right, title, and interest in and to any real
 12 property, or any lesser interest therein, as may be
 13 appropriate for purposes of this section; and

14 “(B) shall provide for the private entity to
 15 transfer to the United States, upon the request of
 16 the United States, any property or interest so ac-
 17 quired.

18 “(2) Property or interests may not be acquired pursu-
 19 ant to an agreement under this section unless the owner
 20 of such property or interests, as the case may be, consents
 21 to the acquisition.

22 “(3) An agreement under this section providing for
 23 the acquisition of property or interests under paragraph
 24 (1)(A) shall provide for the sharing by the United States

1 and the private entity concerned of the costs of the acqui-
2 sition of such property or interests.

3 “(4) The Secretary concerned shall identify any prop-
4 erty or interests to be acquired pursuant to an agreement
5 under this section. Such property or interests shall be lim-
6 ited to the minimum property or interests necessary to en-
7 sure that the property concerned is developed and used
8 in a manner appropriate for purposes of this section.

9 “(5) The Secretary concerned may accept on behalf
10 of the United States any property or interest to be trans-
11 ferred to the United States under paragraph (1)(B).

12 “(6) The Secretary concerned may, for purposes of
13 the acceptance of property or interests under this sub-
14 section, accept an appraisal or title documents prepared
15 or adopted by a non-Federal entity as satisfying the appli-
16 cable requirements of section 301 of the Uniform Reloca-
17 tion Assistance and Real Property Acquisition Policies Act
18 of 1970 (42 U.S.C. 4651) or section 355 of the Revised
19 Statutes (40 U.S.C. 255) if the Secretary finds that such
20 appraisal or title documents substantially comply with
21 such requirements.

22 “(e) ADDITIONAL TERMS AND CONDITIONS.—The
23 Secretary concerned may require such additional terms
24 and conditions in an agreement under this section as such

1 Secretary considers appropriate to protect the interests of
2 the United States.

3 “(f) FUNDING.—(1) Except as provided in paragraph
4 (2), amounts authorized to be appropriated to the Range
5 Enhancement Initiative Fund of the Department of De-
6 fense are available for purposes of any agreement under
7 this section.

8 “(2) In the case of an installation operated primarily
9 with funds authorized to be appropriated for research, de-
10 velopment, test, and evaluation, funds authorized to be ap-
11 propriated for the Department of Defense, or the military
12 department concerned, for research, development, test,
13 and evaluation are available for purposes of an agreement
14 under this section with respect to such installation.

15 “(3) Amounts in the Fund that are made available
16 for an agreement of a military department under this sec-
17 tion shall be made available by transfer from the Fund
18 to the applicable operation and maintenance account of
19 the military department, including the operation and
20 maintenance account for the active component, or for a
21 reserve component, of the military department.”.

22 (b) CLERICAL AMENDMENT.—The table of sections
23 at the beginning of such chapter is amended by inserting
24 after the item relating to section 2696 the following new
25 item:

“2697. Agreements with private entities to enhance military training, testing, and operations.”.

1 **SEC. 2812. CONVEYANCE OF SURPLUS REAL PROPERTY**
 2 **FOR NATURAL RESOURCE CONSERVATION.**

3 (a) IN GENERAL.—(1) Chapter 159 of title 10,
 4 United States Code, as amended by section 2811 of this
 5 Act, is further amended by inserting after section 2697
 6 the following new section:

7 **“§ 2698. Conveyance of surplus real property for nat-**
 8 **ural resource conservation**

9 “(a) AUTHORITY TO CONVEY.—Subject to subsection
 10 (c), the Secretary of a military department may, in the
 11 sole discretion of such Secretary, convey to any State or
 12 local government or instrumentality thereof, or private en-
 13 tity that has as its primary purpose or goal the conserva-
 14 tion of open space or natural resources on real property,
 15 all right, title, and interest of the United States in and
 16 to any real property, including any improvements thereon,
 17 under the jurisdiction of such Secretary that is described
 18 in subsection (b).

19 “(b) COVERED REAL PROPERTY.—Real property de-
 20 scribed in this subsection is any property that—

21 “(1) is suitable, as determined by the Secretary
 22 concerned, for use for the conservation of open space
 23 or natural resources;

1 “(2) is surplus property for purposes of title II
2 of the Federal Property and Administrative Services
3 Act of 1949 (40 U.S.C. 471 et seq.); and

4 “(3) has been available for public benefit con-
5 veyance under that title for a sufficient time, as de-
6 termined by the Secretary concerned in consultation
7 with the Administrator of General Services, to per-
8 mit potential claimants to seek public benefit convey-
9 ance of such property, but without the submittal
10 during that time of a request for such conveyance.

11 “(c) CONDITIONS OF CONVEYANCE.—Real property
12 may not be conveyed under this section unless the
13 conveyee of such property agrees that such property—

14 “(1) shall be used and maintained for the con-
15 servation of open space or natural resources in per-
16 petuity, unless otherwise provided for under sub-
17 section (e); and

18 “(2) may be subsequently conveyed only if—

19 “(A) the Secretary concerned approves in
20 writing such subsequent conveyance;

21 “(B) the Secretary concerned notifies the
22 appropriate committees of Congress of the sub-
23 sequent conveyance not later than 21 days be-
24 fore the subsequent conveyance; and

1 “(C) after such subsequent conveyance,
2 shall be used and maintained for the conserva-
3 tion of open space or natural resources in per-
4 petuity, unless otherwise provided for under
5 subsection (e).

6 “(d) USE FOR INCIDENTAL PRODUCTION OF REV-
7 ENUE.—Real property conveyed under this section may be
8 used for the incidental production of revenue, as deter-
9 mined by the Secretary concerned, if such production of
10 revenue is compatible with the use of such property for
11 the conservation of open space or natural resources, as
12 so determined.

13 “(e) REVERSION.—If the Secretary concerned deter-
14 mines at any time that real property conveyed under this
15 section is not being used and maintained in accordance
16 with the agreement of the conveyee under subsection (c),
17 all right, title, and interest in and to such real property,
18 including any improvements thereon, shall revert to the
19 United States, and the United States shall have the right
20 of immediate entry thereon.

21 “(f) PROPERTY UNDER BASE CLOSURE LAWS.—The
22 Secretary concerned may not make a conveyance under
23 this section of any real property to be disposed of under
24 a base closure law in a manner that is inconsistent with
25 the requirements and conditions of such base closure law.

1 “(g) ADDITIONAL TERMS AND CONDITIONS.—The
 2 Secretary concerned may establish such additional terms
 3 and conditions in connection with a conveyance of real
 4 property under this section as such Secretary considers
 5 appropriate to protect the interests of the United States.

6 “(h) DEFINITIONS.—In this section:

7 “(1) The term ‘appropriate committees of Con-
 8 gress’ has the meaning given that term in section
 9 2801(c)(4) of this title.

10 “(2) The term ‘State’ includes the District of
 11 Columbia, the Commonwealth of Puerto Rico, the
 12 Commonwealth of the Northern Marianas, and the
 13 territories and possessions of the United States.

14 “(3) The term ‘base closure law’ means the fol-
 15 lowing:

16 “(A) Section 2687 of this title.

17 “(B) Title II of the Defense Authorization
 18 Amendments and Base Closure and Realign-
 19 ment Act of 1988 (10 U.S.C. 2687 note).

20 “(C) The Defense Base Closure and Re-
 21 alignment Act of 1990 (part A of title XXIX of
 22 Public Law 101–510; 10 U.S.C. 2687 note).

23 “(D) Any other similar authority for the
 24 closure or realignment of military installations
 25 that is enacted after the date of the enactment

1 of the National Defense Authorization Act for
2 Fiscal Year 2003.”.

3 (2) The table of sections at the beginning of chapter
4 159 of that title, as amended by section 2811 of this Act,
5 is further amended by inserting after the item relating to
6 section 2687 the following new item:

“2698. Conveyance of surplus real property for natural resource conservation.”.

7 (b) ACCEPTANCE OF FUNDS TO COVER ADMINISTRA-
8 TIVE EXPENSES.—Section 2695(b) of that title is amend-
9 ed by adding at the end the following new paragraph:

10 “(5) The conveyance of real property under sec-
11 tion 2698 of this title.”.

12 (c) AGREEMENTS WITH PRIVATE ENTITIES.—Sec-
13 tion 2701(d) of that title is amended—

14 (1) in paragraph (1), by striking “with any
15 State or local government agency, or with any In-
16 dian tribe,” and inserting “any State or local gov-
17 ernment agency, any Indian tribe, or, for purposes
18 under section 2697 or 2698 of this title, with any
19 private entity”; and

20 (2) by striking paragraph (4), as redesignated
21 by section 311(1) of this Act, and inserting the fol-
22 lowing new paragraph (4):

23 “(4) DEFINITIONS.—In this subsection:

24 “(A) The term ‘Indian tribe’ has the
25 meaning given such term in section 101(36) of

1 Comprehensive Environmental Response, Com-
 2 pensation, and Liability Act of 1980 (42 U.S.C.
 3 9601(36)).

4 “(B) The term ‘private entity’ means any
 5 private entity that has as its stated principal
 6 organizational purpose or goal the conservation,
 7 restoration, or preservation of land and natural
 8 resources, or a similar purpose or goal.”.

9 **SEC. 2813. MODIFICATION OF DEMONSTRATION PROGRAM**
 10 **ON REDUCTION IN LONG-TERM FACILITY**
 11 **MAINTENANCE COSTS.**

12 (a) ADMINISTRATOR OF PROGRAM.—Subsection (a)
 13 of section 2814 of the Military Construction Authorization
 14 Act for Fiscal Year 2002 (division B of Public Law 107–
 15 107; 115 Stat. 1310; 10 U.S.C. 2809 note) is amended
 16 by striking “Secretary of the Army” and inserting “Sec-
 17 retary of Defense or the Secretary of a military depart-
 18 ment”.

19 (b) CONTRACTS.—Subsection (b) of that section is
 20 amended to read as follows:

21 “(b) CONTRACTS.—(1) Not more than 12 contracts
 22 may contain requirements referred to in subsection (a) for
 23 the purpose of the demonstration program.

24 “(2) Except as provided in paragraph (3), the dem-
 25 onstration program may only cover contracts entered into

1 on or after the date of the enactment of the National De-
 2 fense Authorization Act for Fiscal Year 2003.

3 “(3) The Secretary of the Army shall treat any con-
 4 tract containing requirements referred to in subsection (a)
 5 that was entered into under the authority in that sub-
 6 section during the period beginning on December 28,
 7 2001, and ending on the date of the enactment of the Na-
 8 tional Defense Authorization Act for Fiscal Year 2003 as
 9 a contract for the purpose of the demonstration program
 10 under that subsection.”.

11 (c) REPORTING REQUIREMENTS.—Subsection (d) of
 12 that section is amended by striking “Secretary of the
 13 Army” and inserting “Secretary of Defense”.

14 (d) FUNDING.—(1) Subsection (f) of that section is
 15 amended by striking “the Army” and inserting “the mili-
 16 tary departments or defense-wide”.

17 (2) The amendment made by paragraph (1) shall not
 18 affect the availability for the purpose of the demonstration
 19 program under section 2814 of the Military Construction
 20 Authorization Act for Fiscal Year 2002, as amended by
 21 this section, of any amounts authorized to be appropriated
 22 before the date of the enactment of this Act for the Army
 23 for military construction that have been obligated for the
 24 demonstration program, but not expended, as of that date.

1 **Subtitle C—Land Conveyances**

2 **SEC. 2821. CONVEYANCE OF CERTAIN LANDS IN ALASKA NO**
3 **LONGER REQUIRED FOR NATIONAL GUARD**
4 **PURPOSES.**

5 (a) CONVEYANCE AUTHORIZED.—The Secretary of
6 the Army may convey to the State of Alaska, or any gov-
7 ernmental entity, Native Corporation, or Indian tribe
8 within the State of Alaska, all right, title, and interest of
9 the United States in and to any parcel of real property,
10 including any improvements thereon, described in sub-
11 section (b) that the Secretary considers appropriate in the
12 public interest.

13 (b) COVERED PROPERTY.—Real property described
14 in this subsection is any property located in the State of
15 Alaska that, as determined by the Secretary—

16 (1) is currently under the jurisdiction of the
17 Department of the Army;

18 (2) before December 2, 1980, was under the ju-
19 risdiction of the Department of the Army for use of
20 the Alaska National Guard;

21 (3) is located in a unit of the National Wildlife
22 Refuge System designated in the Alaska National
23 Interest Lands Conservation Act (94 Stat. 2371; 16
24 U.S.C. 1301 note);

1 (4) is excess to the needs of the Alaska Na-
2 tional Guard and the Department of Defense; and

3 (5) is in such condition that—

4 (A) the anticipated cost to the United
5 States of retaining such property exceeds the
6 value of such property; or

7 (B) such property is unsuitable for reten-
8 tion by the United States.

9 (c) CONSIDERATION.—(1) The conveyance of real
10 property under this section shall, at the election of the
11 Secretary, be for no consideration or for consideration in
12 an amount determined by the Secretary to be appropriate
13 under the circumstances.

14 (2) If consideration is received under paragraph (1)
15 for property conveyed under subsection (a), the Secretary
16 may use the amounts received, to the extent provided in
17 appropriations Acts, to pay for—

18 (A) the cost of a survey described in subsection
19 (d) with respect to such property;

20 (B) the cost of carrying out any environmental
21 assessment, study, or analysis, and any remediation,
22 that may be required under Federal law, or is con-
23 sidered appropriate by the Secretary, in connection
24 with such property or the conveyance of such prop-
25 erty; and

1 (C) any other costs incurred by the Secretary in
 2 conveying such property.

3 (d) DESCRIPTION OF PROPERTY.—The exact acreage
 4 and legal description of any real property to be conveyed
 5 under subsection (a) shall be determined by a survey satis-
 6 factory to the Secretary.

7 (e) ADDITIONAL TERMS AND CONDITIONS.—The
 8 Secretary may require such additional terms and condi-
 9 tions in connection with a conveyance of real property
 10 under this section as the Secretary considers appropriate
 11 to protect the interests of the United States.

12 (f) DEFINITIONS.—In this section:

13 (1) The term “Indian tribe” has the meaning
 14 given such term in section 102 of the Federally Rec-
 15 ognized Indian Tribe List Act of 1994 (Public Law
 16 103–454; 108 Stat. 4791; 25 U.S.C. 479a).

17 (2) The term “Native Corporation” has the
 18 meaning given such term in section 3 of the Alaska
 19 Native Claims Settlement Act (43 U.S.C. 1602).

20 **SEC. 2822. LAND CONVEYANCE, FORT CAMPBELL, KEN-**
 21 **TUCKY.**

22 (a) CONVEYANCE AUTHORIZED.—The Secretary of
 23 the Army may convey, without consideration, to the City
 24 of Hopkinsville, Kentucky (in this section referred to as
 25 the “City”), all right, title, and interest of the United

1 States in and to a parcel of real property at Fort Camp-
2 bell, Kentucky, consisting of approximately 50 acres and
3 containing an abandoned railroad spur for the purpose of
4 permitting the City to use the property for storm water
5 management, recreation, transportation, and other public
6 purposes.

7 (b) REIMBURSEMENT OF TRANSACTION COSTS.—(1)
8 The City shall reimburse the Secretary for any costs in-
9 curred by the Secretary in carrying out the conveyance
10 authorized by subsection (a).

11 (2) Any reimbursement for costs that is received
12 under paragraph (1) shall be credited to the fund or ac-
13 count providing funds for such costs. Amounts so credited
14 shall be merged with amounts in such fund or account,
15 and shall be available for the same purposes, and subject
16 to the same conditions and limitations, as amounts in such
17 fund or account.

18 (c) DESCRIPTION OF PROPERTY.—The acreage of the
19 real property to be conveyed under subsection (a) has been
20 determined by the Secretary through a legal description
21 outlining such acreage. No further survey of the property
22 is required before conveyance under that subsection.

23 (d) ADDITIONAL TERMS AND CONDITIONS.—The
24 Secretary may require such additional terms and condi-
25 tions in connection with the conveyance under subsection

1 (a) as the Secretary considers appropriate to protect the
2 interests of the United States.

3 **SEC. 2823. MODIFICATION OF AUTHORITY FOR LAND**
4 **TRANSFER AND CONVEYANCE, NAVAL SECU-**
5 **RITY GROUP ACTIVITY, WINTER HARBOR,**
6 **MAINE.**

7 (a) MODIFICATION OF CONVEYANCE AUTHORITY FOR
8 COREA AND WINTER HARBOR PROPERTIES.—Section
9 2845 of the Military Construction Authorization Act for
10 Fiscal Year 2002 (division B of Public Law 107–107; 115
11 Stat. 1319) is amended—

12 (1) by striking subsection (b) and inserting the
13 following new subsection (b):

14 “(b) CONVEYANCE AND TRANSFER OF COREA AND
15 WINTER HARBOR PROPERTIES AUTHORIZED.—(1) The
16 Secretary of the Navy may convey, without consideration,
17 to the State of Maine, any political subdivision of the State
18 of Maine, or any tax-supported agency in the State of
19 Maine, all right, title, and interest of the United States
20 in and to parcels of real property, including any improve-
21 ments thereon and appurtenances thereto, comprising the
22 former facilities of the Naval Security Group Activity,
23 Winter Harbor, Maine, as follows:

24 “(A) The parcel consisting of approximately 50
25 acres known as the Corea Operations Site.

1 “(B) Three parcels consisting of approximately
2 23 acres and comprising family housing facilities.

3 “(2) The Secretary of the Navy may transfer to the
4 administrative jurisdiction of the Secretary of the Interior
5 a parcel of real property consisting of approximately 404
6 acres at the former Naval Security Group Activity, which
7 is the balance of the real property comprising the Corea
8 Operations Site.

9 “(3) The Secretary of the Interior shall administer
10 the property transferred under paragraph (2) as part of
11 the National Wildlife Refuge System.”; and

12 (2) in subsections (c), (d), (e), (f), (g), and (h),
13 by striking “subsection (b)” each place it appears
14 and inserting “subsection (b)(1)”.

15 (b) EXEMPTION OF MODIFIED CONVEYANCES FROM
16 FEDERAL SCREENING REQUIREMENT.—That section is
17 further amended—

18 (1) by redesignating subsections (g) and (h) as
19 subsections (h) and (i), respectively; and

20 (2) by inserting after subsection (f) the fol-
21 lowing new subsection (g):

22 “(g) EXEMPTION OF CERTAIN CONVEYANCES FROM
23 FEDERAL SCREENING.—Any conveyance authorized by
24 subsection (b)(1) of this section, as amended by section
25 2823 of the National Defense Authorization Act for Fiscal

1 Year 2003, is exempt from the requirement to screen the
 2 property concerned for further Federal use pursuant to
 3 section 2696 of title 10, United States Code.”.

4 **SEC. 2824. LAND CONVEYANCE, WESTOVER AIR RESERVE**
 5 **BASE, MASSACHUSETTS.**

6 (a) CONVEYANCE AUTHORIZED.—The Secretary of
 7 the Navy may convey, without consideration, to the City
 8 of Chicopee, Massachusetts (in this section referred to as
 9 the “City”), all right, title, and interest of the United
 10 States in and to a parcel of real property, including 133
 11 housing units and other improvements thereon, consisting
 12 of approximately 30.38 acres located at Westover Air Re-
 13 serve Base in Chicopee, Massachusetts, for the purpose
 14 of permitting the City to use the property for economic
 15 development and other public purposes.

16 (b) ADMINISTRATIVE EXPENSES.—(1) The Secretary
 17 may require the City to reimburse the Secretary for the
 18 costs incurred by the Secretary to carry out the convey-
 19 ance under subsection (a), including survey costs, costs re-
 20 lated to environmental documentation (other than the en-
 21 vironmental baseline survey), and other administrative
 22 costs related to the conveyance.

23 (2) Section 2695(c) of title 10, United States Code,
 24 shall apply to any amount received under this subsection.

1 (c) DESCRIPTION OF PROPERTY.—The exact acreage
 2 and legal description of the real property to be conveyed
 3 under subsection (a) shall be determined by a survey satis-
 4 factory to the Secretary.

5 (d) ADDITIONAL TERMS AND CONDITIONS.—The
 6 Secretary may require such additional terms and condi-
 7 tions in connection with the conveyance under subsection
 8 (a) as the Secretary considers appropriate to protect the
 9 interests of the United States.

10 **SEC. 2825. LAND CONVEYANCE, NAVAL STATION NEWPORT,**
 11 **RHODE ISLAND.**

12 (a) CONVEYANCE AUTHORIZED.—The Secretary of
 13 the Navy may convey to the State of Rhode Island, or
 14 any political subdivision thereof, any or all right, title, and
 15 interest of the United States in and to a parcel of real
 16 property, together with improvements thereon, consisting
 17 of approximately 34 acres located in Melville, Rhode Is-
 18 land, and known as the Melville Marina site.

19 (b) CONSIDERATION.—(1) As consideration for the
 20 conveyance of real property under subsection (a), the
 21 conveyee shall pay the United States an amount equal to
 22 the fair market value of the real property, as determined
 23 by the Secretary based on an appraisal of the real property
 24 acceptable to the Secretary.

1 (2) Any consideration received under paragraph (1)
 2 shall be deposited in the account established under section
 3 204(h) of the Federal Property and Administrative Serv-
 4 ices Act of 1949 (40 U.S.C. 485(h)), and shall be available
 5 as provided for in that section.

6 (c) REIMBURSEMENT OF TRANSACTION COSTS.—(1)
 7 The Secretary may require the conveyee of the real prop-
 8 erty under subsection (a) to reimburse the Secretary for
 9 any costs incurred by the Secretary in carrying out the
 10 conveyance.

11 (2) Any reimbursement for costs that is received
 12 under paragraph (1) shall be credited to the fund or ac-
 13 count providing funds for such costs. Amounts so credited
 14 shall be merged with amounts in such fund or account,
 15 and shall be available for the same purposes, and subject
 16 to the same conditions and limitations, as amounts in such
 17 fund or account.

18 (d) DESCRIPTION OF PROPERTY.—The exact acreage
 19 and legal description of the real property to be conveyed
 20 under subsection (a) shall be determined by a survey satis-
 21 factory to the Secretary.

22 (e) ADDITIONAL TERMS AND CONDITIONS.—The
 23 Secretary may require such additional terms and condi-
 24 tions in connection with the conveyance under subsection

1 (a) as the Secretary considers appropriate to protect the
2 interests of the United States.

3 **SEC. 2826. LAND EXCHANGE, BUCKLEY AIR FORCE BASE,**
4 **COLORADO.**

5 (a) EXCHANGE AUTHORIZED.—Subject to subsection
6 (b), the Secretary of the Air Force may convey to the
7 State of Colorado (in this section referred to as the
8 “State”) all right, title, and interest of the United States
9 in and to a parcel of real property, including improve-
10 ments thereon, consisting of all or part of the Watkins
11 Communications Site in Arapahoe County, Colorado.

12 (b) LIMITATION.—The Secretary of the Air Force
13 may carry out the conveyance authorized by subsection (a)
14 only with the concurrence of the Secretary of Defense.

15 (c) CONSIDERATION.—(1) As consideration for the
16 conveyance authorized by subsection (a) the State shall
17 convey to the United States of all right, title, and interest
18 of the State in and to a parcel of real property, including
19 improvements thereon, consisting of approximately 41
20 acres that is owned by the State and is contiguous to
21 Buckley Air Force Base, Colorado.

22 (2) The Secretary shall have jurisdiction over the real
23 property conveyed under paragraph (1).

24 (3) Upon conveyance to the United States under
25 paragraph (1), the real property conveyed under that

1 paragraph is withdrawn from all forms of appropriation
2 under the general land laws, including the mining laws
3 and mineral and geothermal leasing laws.

4 (d) DESCRIPTION OF PROPERTY.—The exact acreage
5 and legal description of the parcels of real property to be
6 conveyed under this section shall be determined by surveys
7 satisfactory to the Secretary.

8 (e) ADDITIONAL TERMS AND CONDITIONS.—The
9 Secretary may require such additional terms and condi-
10 tions in connection with the conveyances under authorized
11 by this section as the Secretary considers appropriate to
12 protect the interests of the United States.

13 **SEC. 2827. LAND ACQUISITION, BOUNDARY CHANNEL**
14 **DRIVE SITE, ARLINGTON, VIRGINIA.**

15 (a) ACQUISITION AUTHORIZED.—The Secretary of
16 Defense may, using amounts authorized to be appro-
17 priated to be appropriated by section 2401, acquire all
18 right, title, and interest in and to a parcel of real property,
19 including any improvements thereon, in Arlington County,
20 Virginia, consisting of approximately 7.2 acres and known
21 as the Boundary Channel Drive Site. The parcel is located
22 southeast of Interstate Route 395 at the end of Boundary
23 Channel Drive and was most recently occupied by the
24 Twin Bridges Marriott.

1 (b) INCLUSION IN PENTAGON RESERVATION.—Upon
 2 its acquisition under subsection (a), the parcel acquired
 3 under that subsection shall be included in the Pentagon
 4 Reservation, as that term is defined in section 2674(f)(1)
 5 of title 10, United States Code.

6 (c) DESCRIPTION OF PROPERTY.—The exact acreage
 7 and legal description of the real property to be acquired
 8 under subsection (a) shall be determined by a survey satis-
 9 factory to the Secretary.

10 (d) TERMS AND CONDITIONS.—The Secretary may
 11 require such terms and conditions in connection with the
 12 acquisition under this section as the Secretary considers
 13 appropriate to protect the interests of the United States.

14 **SEC. 2828. LAND CONVEYANCES, WENDOVER AIR FORCE**
 15 **BASE AUXILIARY FIELD, NEVADA.**

16 (a) CONVEYANCES AUTHORIZED TO WEST
 17 WENDOVER, NEVADA.—(1) The Secretary of the Interior
 18 may convey, without consideration, to the City of West
 19 Wendover, Nevada, all right, title, and interest of the
 20 United States in and to the following:

21 (A) The lands at Wendover Air Force Base
 22 Auxiliary Field, Nevada, identified in Easement No.
 23 AFMC-HL-2-00-334 that are determined by the
 24 Secretary of the Air Force to be no longer required.

1 (B) The lands at Wendover Air Force Base
2 Auxiliary Field identified for disposition on the map
3 entitled “West Wendover, Nevada–Excess”, dated
4 January 5, 2001, that are determined by the Sec-
5 retary of the Air Force to be no longer required.

6 (2) The purposes of the conveyances under this sub-
7 section are—

8 (A) to permit the establishment and mainte-
9 nance of runway protection zones; and

10 (B) to provide for the development of an indus-
11 trial park and related infrastructure.

12 (3) The map referred to in paragraph (1)(B) shall
13 be on file and available for public inspection in the offices
14 of the Director of the Bureau of Land Management and
15 the Elko District Office of the Bureau of Land Manage-
16 ment.

17 (b) CONVEYANCE AUTHORIZED TO TOOELE COUNTY,
18 UTAH.—(1) The Secretary of the Interior may convey,
19 without consideration, to Tooele County, Utah, all right,
20 title, and interest of the United States in and to the lands
21 at Wendover Air Force Base Auxiliary Field identified in
22 Easement No. AFMC–HL–2–00–318 that are determined
23 by the Secretary of the Air Force to be no longer required.

24 (2) The purpose of the conveyance under this sub-
25 section is to permit the establishment and maintenance

1 of runway protection zones and an aircraft accident poten-
 2 tial protection zone as necessitated by continued military
 3 aircraft operations at the Utah Test and Training Range.

4 (c) MANAGEMENT OF CONVEYED LANDS.—The lands
 5 conveyed under subsections (a) and (b) shall be managed
 6 by the City of West Wendover, Nevada, City of Wendover,
 7 Utah, Tooele County, Utah, and Elko County, Nevada—

8 (1) in accordance with the provisions of an
 9 Interlocal Memorandum of Agreement entered into
 10 between the Cities of West Wendover, Nevada, and
 11 Wendover, Utah, Tooele County, Utah, and Elko
 12 County, Nevada, providing for the coordinated man-
 13 agement and development of the lands for the eco-
 14 nomic benefit of both communities; and

15 (2) in a manner that is consistent with such
 16 provisions of the easements referred to subsections
 17 (a) and (b) that, as jointly determined by the Sec-
 18 retary of the Air Force and Secretary of the Inte-
 19 rior, remain applicable and relevant to the operation
 20 and management of the lands following conveyance
 21 and are consistent with the provisions of this sec-
 22 tion.

23 (d) ADDITIONAL TERMS AND CONDITIONS.—The
 24 Secretary of the Air Force and the Secretary of the Inte-
 25 rior may jointly require such additional terms and condi-

1 tions in connection with the conveyances required by sub-
2 sections (a) and (b) as the Secretaries consider appro-
3 priate to protect the interests of the United States.

4 **SEC. 2829. LAND CONVEYANCE, FORT HOOD, TEXAS.**

5 (a) CONVEYANCE AUTHORIZED.—The Secretary of
6 the Army may convey, without consideration, to the Vet-
7 erans Land Board of the State of Texas (in this section
8 referred to as the “Board”), all right, title, and interest
9 of the United States in and to a parcel of real property,
10 including any improvements thereon, consisting of ap-
11 proximately 174 acres at Fort Hood, Texas, for the pur-
12 pose of permitting the Board to establish a State-run cem-
13 etery for veterans.

14 (b) REVERSIONARY INTEREST.—(1) If at the end of
15 the five-year period beginning on the date of the convey-
16 ance authorized by subsection (a), the Secretary deter-
17 mines that the property conveyed under that subsection
18 is not being used for the purpose specified in that sub-
19 section, all right, title, and interest in and to the property,
20 including any improvements thereon, shall revert to the
21 United States, and the United States shall have the right
22 of immediate entry thereon.

23 (2) Any determination of the Secretary under this
24 subsection shall be made on the record after an oppor-
25 tunity for a hearing.

1 (c) DESCRIPTION OF PROPERTY.—The exact acreage
 2 and legal description of the real property to be conveyed
 3 under subsection (a) shall be determined by a survey satis-
 4 factory to the Secretary. The cost of the survey shall be
 5 borne by the Board.

6 (d) ADDITIONAL TERMS AND CONDITIONS.—The
 7 Secretary may require such additional terms and condi-
 8 tions in connection with the conveyance under subsection
 9 (a) as the Secretary considers appropriate to protect the
 10 interests of the United States.

11 **SEC. 2830. LAND CONVEYANCES, ENGINEER PROVING**
 12 **GROUND, FORT BELVOIR, VIRGINIA.**

13 (a) CONVEYANCE TO FAIRFAX COUNTY, VIRGINIA,
 14 AUTHORIZED.—(1) The Secretary of the Army may con-
 15 vey, without consideration, to Fairfax County, Virginia, all
 16 right, title, and interest of the United States in and to
 17 a parcel of real property, including any improvements
 18 thereon, consisting of approximately 135 acres, located in
 19 the northwest portion of the Engineer Proving Ground
 20 (EPG) at Fort Belvoir, Virginia, in order to permit the
 21 County to use such property for park and recreational
 22 purposes.

23 (2) The parcel of real property authorized to be con-
 24 veyed by paragraph (1) is generally described as that por-
 25 tion of the Engineer Proving Ground located west of

1 Accotink Creek, east of the Fairfax County Parkway, and
 2 north of Cissna Road to the northern boundary, but ex-
 3 cludes a parcel of land consisting of approximately 15
 4 acres located in the southeast corner of such portion of
 5 the Engineer Proving Ground.

6 (3) The land excluded under paragraph (2) from the
 7 parcel of real property authorized to be conveyed by para-
 8 graph (1) shall be reserved for an access road to be con-
 9 structed in the future.

10 (b) CONVEYANCE OF BALANCE OF PROPERTY AU-
 11 THORIZED.—The Secretary may convey to any competi-
 12 tively selected grantee all right, title, and interest of the
 13 United States in and to the real property, including any
 14 improvements thereon, at the Engineering Proving
 15 Ground, not conveyed under the authority in subsection
 16 (a).

17 (c) CONSIDERATION.—(1) As consideration for the
 18 conveyance authorized by subsection (b), the grantee shall
 19 provide the United States, whether by cash payment, in-
 20 kind contribution, or a combination thereof, an amount
 21 that is not less than the fair market value, as determined
 22 by the Secretary, of the property conveyed under that sub-
 23 section.

24 (2) In-kind consideration under paragraph (1) may
 25 include the maintenance, improvement, alteration, repair,

1 remodeling, restoration (including environmental restora-
2 tion), or construction of facilities for the Department of
3 the Army at Fort Belvoir or at any other site or sites des-
4 ignated by the Secretary.

5 (3) If in-kind consideration under paragraph (1) in-
6 cludes the construction of facilities, the grantee shall also
7 convey to the United States—

8 (A) title to such facilities, free of all liens and
9 other encumbrances; and

10 (B) if the United States does not have fee sim-
11 ple title to the land underlying such facilities, convey
12 to the United States all right, title, and interest in
13 and to such lands not held by the United States.

14 (4) The Secretary shall deposit any cash received as
15 consideration under this subsection in the special account
16 established pursuant to section 204(h) of the Federal
17 Property and Administrative Services Act of 1949 (40
18 U.S.C. 485(h)).

19 (d) REPEAL OF SUPERSEDED AUTHORITY.—Section
20 2821 of the Military Construction Authorization Act for
21 Fiscal Years 1990 and 1991 (division B of Public Law
22 101–189; 103 Stat. 1658), as amended by section 2854
23 of the Military Construction Authorization Act for Fiscal
24 Year 1996 (division B of Public Law 104–106; 110 Stat.
25 568), is repealed.

1 (e) DESCRIPTION OF PROPERTY.—The exact acreage
 2 and legal description of the real property to be conveyed
 3 under subsections (a) and (b) shall be determined by sur-
 4 veys satisfactory to the Secretary. The cost of each such
 5 survey shall be borne by the grantee.

6 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
 7 retary may require such additional terms and conditions
 8 in connection with the conveyances under subsections (a)
 9 and (b) as the Secretary considers appropriate to protect
 10 the interests of the United States.

11 **SEC. 2831. MASTER PLAN FOR USE OF NAVY ANNEX, AR-**
 12 **LINGTON, VIRGINIA.**

13 (a) REPEAL OF COMMISSION ON NATIONAL MILI-
 14 TARY MUSEUM.—Title XXIX of the Military Construction
 15 Authorization Act for Fiscal Year 2000 (division B of
 16 Public Law 106–65; 113 Stat. 880; 10 U.S.C. 111 note)
 17 is repealed.

18 (b) MODIFICATION OF AUTHORITY FOR TRANSFER
 19 FROM NAVY ANNEX.—Section 2881 of the Military Con-
 20 struction Authorization Act for Fiscal Year 2000 (113
 21 Stat. 879) is amended—

22 (1) in subsection (b)(2), as amended by section
 23 2863(f) of the Military Construction Authorization
 24 Act for Fiscal Year 2002 (division B of Public Law
 25 107–107; 115 Stat. 1332), by striking “as a

1 site—” and all that follows and inserting “as a site
 2 for such other memorials or museums that the Sec-
 3 retary considers compatible with Arlington National
 4 Cemetery and the Air Force Memorial.”; and

5 (2) in subsection (d)—

6 (A) in paragraph (2), by striking “the rec-
 7 ommendation (if any) of the Commission on the
 8 National Military Museum to use a portion of
 9 the Navy Annex property as the site for the
 10 National Military Museum”, and inserting “the
 11 use of the acres reserved under (b)(2) as a me-
 12 morial or museum”; and

13 (B) in paragraph (4), by striking “the date
 14 on which the Commission on the National Mili-
 15 tary Museum submits to Congress its report
 16 under section 2903” and inserting “the date of
 17 the enactment of the National Defense Author-
 18 ization Act for Fiscal Year 2003”.

19 (c) CONSTRUCTION OF AMENDMENTS.—The amend-
 20 ments made by subsections (a) and (b) may not be con-
 21 strued to delay the establishment of the United States Air
 22 Force Memorial authorized by section 2863 of the Military
 23 Construction Authorization Act for Fiscal Year 2002 (115
 24 Stat. 1330).

1 **SEC. 2832. LAND CONVEYANCE, SUNFLOWER ARMY AMMU-**
2 **NITION PLANT, KANSAS.**

3 (a) CONVEYANCE AUTHORIZED.—The Secretary of
4 the Army or the Administrator of General Services may
5 convey, without consideration, to the Johnson County
6 Park and Recreation District, Kansas (in this section re-
7 ferred to as the “District”), all right, title, and interest
8 of the United States in and to a parcel of real property,
9 including any improvements thereon, in the State of Kan-
10 sas consisting of approximately 2,000 acres, a portion of
11 the Sunflower Army Ammunition Plant. The purpose of
12 the conveyance is to permit the District to use the parcel
13 for public recreational purposes.

14 (b) DESCRIPTION OF PROPERTY.—The exact acre-
15 age, location, and legal description of the real property
16 to be conveyed under subsection (a) shall be determined
17 by a survey satisfactory to the official making the convey-
18 ance. The cost of such legal description, survey, or both
19 shall be borne by the District.

20 (c) ADDITIONAL TERMS AND CONDITIONS.—The of-
21 ficial making the conveyance of real property under sub-
22 section (a) may require such additional terms and condi-
23 tions in connection with the conveyance as that official
24 considers appropriate to protect the interests of the
25 United States.

1 (d) EFFECTIVE DATE.—This section shall take effect
2 on January 31, 2003.

3 **SEC. 2833. LAND CONVEYANCE, BLUEGRASS ARMY DEPOT,**
4 **RICHMOND, KENTUCKY.**

5 (a) CONVEYANCE AUTHORIZED.—(1) The Secretary
6 of the Army may convey, without consideration, to Madi-
7 son County, Kentucky (in this section referred to as the
8 “County”), all right, title, and interest of the United
9 States in and to a parcel of real property, including any
10 improvements thereon, consisting of approximately 10
11 acres at the Bluegrass Army Depot, Richmond, Kentucky,
12 for the purpose of facilitating the construction of a vet-
13 erans’ center on the parcel by the State of Kentucky.

14 (2) The Secretary may not make the conveyance au-
15 thorized by this subsection unless the Secretary deter-
16 mines that the State of Kentucky has appropriated ade-
17 quate funds for the construction of the veterans’ center.

18 (b) REVERSIONARY INTEREST.—If the Secretary de-
19 termines that the real property conveyed under subsection
20 (a) ceases to be utilized for the sole purpose of a veterans’
21 center or that reasonable progress is not demonstrated in
22 constructing the center and initiating services to veterans,
23 all right, title, and interest in and to the property shall
24 revert to the United States, and the United States shall
25 have the right of immediate entry onto the property. Any

1 determination under this subsection shall be made on the
 2 record after an opportunity for a hearing.

3 (c) ADMINISTRATIVE EXPENSES.—The Secretary
 4 shall apply section 2695 of title 10, United States Code,
 5 to the conveyance authorized by subsection (a).

6 (d) DESCRIPTION OF PROPERTY.—The exact acreage
 7 and legal description of the real property to be conveyed
 8 under subsection (a) shall be determined by a survey satis-
 9 factory to the Secretary. The cost of the survey shall be
 10 borne by the County.

11 (e) ADDITIONAL TERMS AND CONDITIONS.—The
 12 Secretary may require such additional terms and condi-
 13 tions in connection with the conveyance under subsection
 14 (a) as the Secretary considers appropriate to protect the
 15 interests of the United States.

16 **Subtitle D—Other Matters**

17 **SEC. 2841. TRANSFER OF FUNDS FOR ACQUISITION OF RE-** 18 **PLACEMENT PROPERTY FOR NATIONAL** 19 **WILDLIFE REFUGE SYSTEM LANDS IN NE-** 20 **VADA.**

21 (a) TRANSFER OF FUNDS AUTHORIZED.—(1) The
 22 Secretary of the Air Force may, using amounts authorized
 23 to be appropriated by section 2304(a), transfer to the
 24 United States Fish and Wildlife Service \$15,000,000 to
 25 fulfill the obligations of the Air Force under section

1 3011(b)(5)(F) of the Military Lands Withdrawal Act of
2 1999 (title XXX of Public Law 106–65; 113 Stat. 889).

3 (2) Upon receipt by the Service of the funds trans-
4 ferred under paragraph (1), the obligations of the Air
5 Force referred to in that paragraph shall be considered
6 fulfilled.

7 (b) CONTRIBUTION TO FOUNDATION.—(1) The
8 United States Fish and Wildlife Service may grant funds
9 received by the Service under subsection (a) in a lump sum
10 to the National Fish and Wildlife Foundation for use in
11 accomplishing the purposes of section 3011(b)(5)(F) of
12 the Military Lands Withdrawal Act of 1999.

13 (2) Funds received by the Foundation under para-
14 graph (1) shall be subject to the provisions of the National
15 Fish and Wildlife Foundation Establishment Act (16
16 U.S.C. 3701 et seq.), other than section 10(a) of that Act
17 (16 U.S.C. 3709(a)).

Passed the Senate June 27, 2002.

Attest:

Secretary.

107TH CONGRESS
2D SESSION

S. 2516

AN ACT

To authorize appropriations for fiscal year 2003 for
military construction, and for other purposes.